



CNR: KAHC010835682025

NC: 2026:KHC:38725
RPFC No. 343 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF JULY, 2026

BEFORE

THE HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

REV.PET FAMILY COURT NO.343 OF 2025

BETWEEN:

JUNAID AHMED
S/O. AHMED PASHA
AGED ABOUT 31 YEARS
R/AT NO.99, 3RD CROSS
NEAR KIRAN CLINIC, RAJIV NAGAR
MYSURU DISTRICT-570 003

...PETITIONER

(BY SRI SYED ARIF PASHA, ADVOCATE FOR
SRI LETHIF B., ADVOCATE)

AND:

MUNAZARA TABASSUM
W/O. JUNAID AHMED
AGED ABOUT 20 YEARS
R/AT NO.3, L.I.G, 1ST STAGE
MADEGOWDA CIRCLE, RAJIV NAGAR
MYSURU DISTRICT-570 003

...RESPONDENT

(BY SRI SAMPATH KUMAR A. V., ADVOCATE)

THIS RPFC IS FILED UNDER SEC.19(4) OF FAMILY COURTS ACT., AGAINST THE ORDER DATED 01.03.2025 PASSED IN CRL. MISC NO.91/2023 ON THE FILE OF I ADDITIONAL PRL. JUDGE, FAMILY COURT, MYSURU., PARTLY ALLOWING THE PETITION FILED UNDER SEC.125 OF CR.P.C., FOR MAINTENANCE.

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by ASEefa
PARVEEN
Location:
HIGH COURT
OF
KARNATAKA



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THIS PETITION, COMING ON FOR ADMISSION, THIS DAY,
ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

ORAL ORDER

Heard Sri.Syed Arif Pasha who represents
Sri.Lethif.B learned counsel on record for the petitioner as
well as Sri.Sampath Kumar.A.V learned counsel for the
respondent.

2. Challenge in this revision petition is the order
that is rendered by the Court of I Additional Principal
Judge, Family Court, Mysuru in CrI.Misc.No.91/2023 dated
01.03.2025.

3. Respondent herein, who is the legally wedded
wife of revision petitioner, filed a petition under Section
125 Cr.P.C. seeking the Court to direct revision
petitioner/respondent to pay her a sum of Rs.20,000/- per
month towards maintenance. Family Court through the
impugned order directed revision petitioner to pay



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respondent a sum of Rs.6,000/- per month towards her maintenance. Aggrieved by the same, this revision petition is filed.

4. Arguing the matter, learned counsel for the petitioner submits that the marriage between the petitioner and respondent was solemnized in the year 2021. Respondent lived at matrimonial home only for about six months. Even during that period, respondent failed to lead happy marital life with the petitioner. Respondent voluntarily deserted the petitioner. Petitioner never refused or neglected to maintain the respondent. Petitioner earns around Rs.30,000/- per month. Petitioner is under obligation to look after and maintain his parents. Respondent initiated proceedings invoking the provisions of Protection of women from Domestic Violence Act, 2005. In those proceedings, she filed an interlocutory application seeking interim maintenance. Court directed petitioner to pay respondent a sum of Rs.3,000/- per month towards



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interim maintenance. Petitioner was paying the same. However, through the impugned order, petitioner was directed to pay respondent a sum of Rs.6,000/- per month towards maintenance. Thus, in all, petitioner is required to pay respondent a sum of Rs.9,000/- per month. Petitioner who is under obligation to look after the welfare of his parents and maintain them is not in a position to pay a sum of Rs.9,000/- per month to the respondent and therefore, he filed this revision petition. Learned counsel thereby seeks to set aside the impugned order.

5. Per contra, learned counsel for the respondent submits that due to the harassment she met, respondent started residing at her parents house. Respondent has no source of earnings and she is completely depending upon her parents for the livelihood. It is the duty of petitioner who is the husband to maintain the respondent and therefore, Family Court rightly directed petitioner to pay respondent a sum of Rs.6,000 per month in addition to a



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sum of Rs.3,000/- per month which was ordered to be paid in domestic violence proceedings towards interim maintenance. Learned counsel thereby seeks to dismiss the revision petition.

6. The contention of the respondent is that the petitioner by working in Infosys as an accountant earns more than Rs.1,00,000/- per month. However, petitioner produced sufficient evidence to show that his gross salary is Rs.32,755/- per month and his net salary is Rs.30,320/- per month. Petitioner also produced sufficient material to show that he pays Rs.7,000/- per month towards rent and that he is incurring necessary expenditure for the treatment of his parents. By all the material produced, it is clear that petitioner has to maintain his parents, has to pay rent of Rs.7,000/- per month and also has to maintain himself out of Rs.30,320/- he receives towards salary. Therefore, this Court is of the view that the amount granted towards interim maintenance of the respondent



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through the impugned order is excessive in view of the fact that respondent is receiving a sum of Rs.3,000/- per month towards interim maintenance in the domestic violence proceedings. This Court is also of the view that petitioner can be ordered to pay respondent a sum of Rs.6,000/- per month towards maintenance inclusive of the sum that is being paid towards interim maintenance in the domestic violence proceedings. Therefore, this Court considers desirable to allow the revision petition in part.

7. Thus, the revision petition is disposed of with the following:

ORDER

- (i) The revision petition is allowed in part.
- (ii) The order that is rendered by the Court of I Additional Principal Judge, Family Court, Mysore in Crl.Misc.No.91/2023 dated 01.03.2025 is modified.



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(iii) Petitioner is directed to pay respondent/wife a sum of Rs.6,000/- per month towards her maintenance which includes Rs.3,000/- per month which petitioner is under obligation to pay to the respondent as per the orders of the Court of II Additional Civil Judge and JMFC, Mysore on I.A.No.I, in CrI.Misc.No.61/2023 dated 01.02.2023.

(iv) Until the orders on I.A.No.I in CrI.Misc.No.61/2023 are in force, petitioner shall pay respondent a sum of Rs.3,000/- per month towards her maintenance. Thus, a total sum of Rs.6,000/- (Rs.3,000 + Rs.3,000) is required to be paid.

(v) On disposal of the case i.e., CrI.Misc.No.61/2023 and where no liability vests upon petitioner to pay a sum of Rs.3,000/- per month as ordered in I.A.No.I in that case,



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petitioner shall pay respondent a sum of
Rs.6,000/- per month towards her maintenance
as ordered by the Family Court through the
impugned order till the lifetime of respondent or
the same is modified.

Sd/-
(DR.CHILLAKUR SUMALATHA)
JUDGE

DS
CT:VC
List No.: 1 SI No.: 49