



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-07-2026

CORAM

THE HON'BLE MR.JUSTICE SHAMIM AHMED

**CRL RC No. 914 of 2026
and Crl.MP.No.7217 of 2026**

M.Suresh
S/o.Pandiyan @ Muthu,
Residing at 3/118, Annamalaipatti,
No.3, Kumarapalayam,
Via Mallur, Rasipuram Taluk,
Namakkal District.

..Petitioner(s)

Vs

Minor Harish
S/o.Suresh,
Rep by his mother/guardian,
Anitha,
Chinnagoundanur,
Mettur Main Road,
Via Sithaar, Bhavani Taluk,
Erode District.

..Respondent(s)

Criminal Revision filed under Section 438 of BNSS, 2023 read with Section 397 of Cr.P.C., to call for the records of order passed in M.C.No.2/2024 dated 10.10.2025 on the file of on the file of Judicial Magistrate-1, Bhavani and set aside the same by allowing this Criminal Revision and pass such further or other order as this Honble Court may deem fit and proper and thus render justice.

For Petitioner(s):

M/S. E.Aneesh Vinayak

ORDER

This Criminal Revision Case is filed to call for the records of order passed in M.C.No.2/2024 dated 10.10.2025 on the file of on the file of



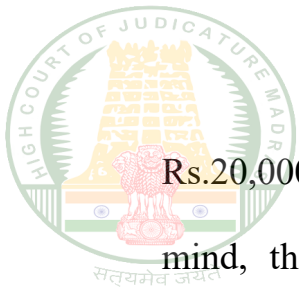
Judicial Magistrate-1, Bhavani

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2. The facts of the case are that the Revision Petitioner is the father of the respondent. On 08.06.2014, the marriage between the petitioner and respondent's mother took place and out of the said wedlock, the respondent was born on 10.08.2015. The Respondent had filed MC.No.02 of 2024, seeking maintenance before the Trial Court. The learned Trial Court, by the impugned order dated 10.10.2025, directed the petitioner to pay a sum of Rs.20,000/- p.m. to the Respondent as maintenance. Hence, this Criminal Revision Case has been filed by the Revision Petitioner, seeking the relief, to set aside the order dated 10.10.2025.

3. This Court heard Mr.Aneesh Vinayak, the learned counsel for the Revision Petitioner. Though notice has been served on the respondent and name has been printed in the cause list, none appeared on behalf of him.

4. The learned counsel for the Revision Petitioner has submitted that the court below failed to appreciate the fact that the petitioner is earning only a sum of Rs.27,000/- per month and living in his parents house. Without considering the liabilities and the financial status of the Revision Petitioner and also the source of income available to the Respondent's mother, the Trial Court had passed the impugned order, granting maintenance to the tune of



Rs.20,000/- p.m. to the Respondent and that without proper application of mind, the impugned order had been passed in a mechanical manner and hence, this Criminal Revision Case is liable to be allowed, as prayed for.

5. This Court considered the submissions of the learned counsel for the petitioner and also perused the entire materials placed on record.

6. The fact that the Revision Petitioner is the father of the Respondent, has not been denied. The amount fixed towards maintenance by the Court below is Rs.20,000/- for the Respondent, which, in the present days of rising prices and high cost of living, cannot be considered as excessive or disproportionate or unreasonable. The said monetary relief granted to the Respondent, by the courts below is adequate, fair and reasonable and consistent with the standard of living, to which the aggrieved person is accustomed. The provisions of Section 144 of BNSS are enacted to stop the vagrancy of a destitute wife/child and provide some succour to them, who are entitled to get the maintenance, which cannot be denied. Further, the learned counsel for the Revision Petitioner has not been able to point out any illegality or impropriety or incorrectness in the impugned orders, granting such quantum of maintenance, warranting interference by this Court.



7. In such circumstances, to meet the ends of justice, the impugned orders does not require any interference by this Court, as this court does not find any illegality or impropriety or incorrectness in the impugned order and this Criminal Revision Case lack merits and hence, it is liable to be dismissed.

8. In the result, the Criminal Revision Case stands dismissed, as devoid of merits. Consequently, connected miscellaneous petition is closed. There is no order as to costs.

09-07-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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To
The Judicial Magistrate-I,
Bhavani.



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SHAMIM AHMED, J.

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