

HIGH COURT OF CHHATTISGARH, BILASPUR

CRR No. 1015 of 2015

- Sukhdev Sahu S/o Late Narsingh Sahu Aged About 41 Years
Occupation - Service (Police Department) R/o Village Chhuikhadan,
Police Station Lalbag, Tahsil & District Rajnandgaon Chhattisgarh
Presently Posted At 13th B. N. D. Company, Police Station Dhanora,
District Narayanpur, Bastar Chhattisgarh (Present Changed Address).

---- Applicant

Versus

1. Smt. Gauri Bai Sahu W/o Sukhdev Sahu Aged About 28 Years R/o
Village Amlidih, Tolagaon, Police Station & Tahsil Dongargaon, District
Rajnandgaon Chhattisgarh
2. Ku. Pallavi Sahu D/o Sukhdev Sahu Aged About 7 Years
3. Ku. Deepika Sahu D/o Sukhdev Sahu Aged About 4 Years

Non-applicant No.2 & 3 minor represented Through Her Natural
Guardian Mother Smt. Gauri Bai Sahu W/o Sukhdev Sahu,

All resident of Village Amlidih, Tolagaon, Police Station & Tahsil
Dongargaon, District Rajnandgaon Chhattisgarh

---- Non-applicants

For applicant : Shri Abhishek Sharma, Advocate.

Hon'ble Shri Justice Pritinker Diwaker

Order On Board

30/11/2015

Challenge in the present revision is to the order dated 22.7.2015
passed by Family Court, Rajnandgaon in MJC No.63/2013 directing
the applicant to pay Rs.30,000/- to the non-applicants towards arrears
of maintenance for 12 months @ Rs.2,500/- p.m.

02. From the order impugned it appears that the application was filed
by the non-applicants seeking arrears of maintenance amount awarded
to her to the tune of Rs.67,500/- from November, 2010 to February,
2013. The Court below came to the conclusion that as per Section

125(3) CrPC the maximum arrears which can be recovered is for 12 months and considering that aspect of the law, the Court below has directed the applicant to pay Rs.30,000/- as arrears of maintenance for 12 months. I find no illegality in the order impugned warranting interference, the same has been passed considering all the aspect of the case and the legal position. The revision has no substance, the same is liable to be dismissed and it is dismissed as such.

sd/

(Pritinker Diwaker)

Judge

Khan