

THE HONOURABLE SRI JUSTICE RAJA ELANGO

Crl.R.C.No.2840 of 2015

ORDER

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The present criminal revision case is directed against the order dated 07.04.2015 passed in Crl.M.P.No.361 of 2014 in FCOP (MC) No.309 of 2014 by the learned Judge, Family Court-cum-XII Additional District Judge, Guntur.

2. Heard and perused the material on record.

3. During the pendency of FCOP (MC) No.309 of 2014, the first respondent being the wife of petitioner filed Crl.M.P.361 of 2014 claiming interim maintenance at the rate of Rs.10,000/-per month to her. The trial Court having found that the petitioner is working in I.B.M., and drawing huge salary and willfully neglected and refused to provide minimum necessities to his wife, granted interim maintenance at the rate of Rs.5,000/- per month to the wife from the date of the petition till disposal of the maintenance case. Aggrieved by the same, the petitioner filed the present revision.

4. The relationship between the parties is not in dispute. The trial Court, after taking the various circumstances into consideration, granted the said interim maintenance to the first respondent. Apparently, the order impugned is an interim in nature. Therefore, without expressing any opinion on merits of the matter, the trial Court is directed to dispose of FCOP (MC) No.309 of 2014 within a period of three months from the date of receipt of a copy of this order. Till such time, the petitioner is directed to pay a sum of Rs.2,500/- per month to the first respondent towards interim maintenance on or before 10th of every succeeding month. The petitioner is further directed to pay the arrears, if any, to the first respondent calculating at the rate fixed by this Court in three equal monthly installments commencing from the month of December, 2015. The payments, if any made, have to be adjusted accordingly. The trial Court shall

dispose of the said FCOP on merits without being influenced by the observations of this Court.

5. With the above said modification of the impugned order, the Criminal Revision Case is disposed of. Miscellaneous petitions, if any, pending in this revision shall stand closed.

JUSTICE RAJA ELANGO

26th November, 2015

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