

THE HONOURABLE SRI JUSTICE RAJA ELANGO
CRIMINAL PETITION No.3516 OF 2016

ORDER:

1. This Criminal Petition is filed by the petitioner seeking to set aside the order dated 13.01.2016 passed in CrI.M.P.No.264 of 2015 in M.C.No.226 of 2014 by the Additional Metropolitan Sessions Judge for the trial of JHCBBC-cum-Additional Family Court-cum-XXIII Additional Chief Judge, Hyderabad.

2. The 2nd respondent, who is the wife of the petitioner, filed the above M.C. on her behalf and on behalf of her son-respondent No.3 against the petitioner, claiming maintenance. During the pendency of the above M.C., the 2nd respondent-wife filed the above CrI.M.P. seeking to grant interim maintenance to her and to her son at the rate of Rs.4,000/- per month each. The learned trial Judge allowed the petition directing the petitioner to pay an amount of Rs.3,000/- p.m., to each of respondents 2 and 3 from the date of filing of the petition. Aggrieved by the same, the petitioner-husband filed the present petition.

3. Heard and perused the material available on record.

4. There is no dispute as to the relationship between the parties. In view of the same and in view of the pendency of the main case, without expressing any opinion on the merits of the case, this Criminal Petition is disposed of with the following direction:

I) The petitioner is directed to pay Rs.1,500/- per month to each of respondents 2 and 3 towards interim maintenance on or before 10th of every succeeding month till disposal of the above M.C.;

II) The petitioner is directed to pay the arrears of maintenance at the rate fixed by this Court from the date of filing of the petition i.e., CrI.M.P.No.264 of 2015 in the above M.C., within a period of three months from the date of receipt of a copy of this order;

III) The trial Court is directed to dispose of the above M.C., as

expeditiously as possible, without being influenced by the above order.

Miscellaneous petitions pending, if any in this petition, shall stand closed.

JUSTICE RAJA ELANGO

Date : 16.3.2016

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HONOURABLE SRI JUSTICE RAJA ELANGO

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DATED 16.3.2016

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