

THE HON'BLE SRI JUSTICE RAJA ELANGO

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CRIMINAL PETITION No.3725 OF 2016

ORDER:

The present criminal petition is filed by the petitioner challenging the order, dated 04.12.2015, passed in CrI.M.P.No.271 of 2016 in D.V.C.No.28 of 2015 by the Court of the VI Metropolitan Magistrate, Cyberabad at Medchal, whereby the Court below allowed the petition directing the petitioner herein to pay an amount of Rs.10,000/- (Rupees ten thousand only) per month to the first respondent herein.

Heard and perused the records.

Learned counsel for the petitioner submits that the petitioner herein is unable to pay the interim maintenance amount as ordered by the Court below to the first respondent herein and as such, prays this Court to reduce the maintenance amount.

Considering the facts and circumstances of the case, the criminal petition is disposed of with the following directions.

(i) The petitioner herein is directed to pay 50% of the interim monthly maintenance ordered by the Court below, i.e., Rs.5,000/- (Rupees five thousand only) to the first respondent herein, on or before 10th of every succeeding month;

(ii) The petitioner is also directed to pay the arrears of maintenance amount calculating at 50% of the maintenance amount ordered by the Court below, within a period of three months from the date of this order; and

(iii) The trial Court is directed to dispose of D.V.C. No.28 of 2015 as expeditiously as possible, preferably within a period of six months, without being influenced by the order of this Court.

With the above directions, the Criminal Petition is disposed of. Consequently, the miscellaneous petitions pending, if any, shall stand closed.

JUSTICE RAJA ELANGO

23.03.2016

pln