

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.01.2017

CORAM:

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA

C.R.P.(PD).No.180 of 2017

&

C.M.P.No.754 of 2017

S.Nandagopal

.. Petitioner

Vs.

N.Manjula

.. Respondent

Civil Revision Petition filed under Article 227 of the Constitution of India against the fair and decretal order, dated 07.10.2016 made in I.A.No.190 of 2015 in H.M.O.P.No.779 of 2015 on the file of the Principal Family Court, Coimbatore.

For petitioner : Mr.G.Jeremiah

ORDER

The revision petition is filed by the husband in a matrimonial dispute challenging the award of maintenance of Rs.3,000/- as against the claim in a sum of Rs.20,000/-. Learned counsel for the petitioner fairly conceded that he is not challenging the quantum of maintenance awarded, but only the character and attitude of the respondent-wife, who is allegedly living in

an adulterous life. However, that is a matter to be agitated in the main O.P. Section 24 of the Hindu Marriage Act is an enabling provision for grant of interim maintenance only in the pending proceedings, de-hors, the merits of the case. Hence, this Court is not inclined to interfere with the award of maintenance and also the litigation expenses granted. However, the Principal Judge, Family Court, Coimbatore, is directed to dispose of the main O.P. as expeditiously as possible. With this direction, the Civil Revision Petition is disposed of. No costs. Consequently, C.M.P. is closed.

23.01.2017

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Copy to

The Principal Judge,
Family Court,
Coimbatore.

PUSHPA SATHYANARAYANA, J

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