

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 28.09.2018

CORAM

THE HONOURABLE Mr.JUSTICE M.DHANDAPANI

CRL.R.C.No.425 of 2017

&

CrI.M.P.No.3949 of 201

1.Sanavullah Peerji Mohammed

2.Ahamadhullah Peerji Mohammed

3.Khairunnisa

4.Masood Baig ..Petitioners/Appellant/Respondent 1,2,3 & 9
Vs

Sabah Sameera ..Respondent/Respondent/Complainant

PRAYER: Criminal Revision Petition has been filed under Sections 397 and 401 of the Code of Criminal Procedure, to call for the records and to set aside the order passed by the learned II Additional Sessions Judge, Chennai dated 27.01.2017 in CrI.A.No.178 of 2016 confirming the protection orders passed by the learned XV Metropolitan Magistrate, George Town, Chennai in D.V.C.No.45 of 2015 by a judgment dated 07.06.2016 by allowing this Court.

For Petitioner : Mr.A.M.Rahamath Ali

For Respondent : M/s.Shaikh Mehrunisa

O R D E R

This revision case has been filed against the order passed by the XV Metropolitan Magistrate, George Town, Chennai, dated 07.06.2016 and the same was confirmed by the II Additional Sessions Judge, Chennai, dated 27.01.2017.

2. After the arguments, the learned counsel for the petitioner filed a Memorandum stating that in pursuance of the order passed by this Court, dated 21.04.2017, the petitioner has paid the entire arrears amount of maintenance to the tune of Rs.2,55,000/- to the respondent and is paying a sum of Rs.10,000/- per month without any arrears. He would also submit that the petitioner is prepared to pay a sum of Rs.15,000/- p.m. as ordered by the lower Court to the respondent till the disposal of the suit in O.S.No.92 of 2016 on the file of the Family Court, Chennai, which was filed by the 1st respondent/wife, challenging the talaq pronounced by the

petitioner herein.

3.The learned counsel for the respondent has accepted the Memorandum dated 28.09.2018 duly signed by the petitioner as well as the counsel for the petitioner.

4.In view of the submissions on either side, this Criminal Revision Case is closed with a direction to the petitioner to pay a sum of Rs.15,000/- per month, as maintenance to the respondent without prejudice to his right, in O.S.No.92 of 2016 on the file of the Family Court, Chennai, on or before 5th every English Calendar Month. After disposal of the said suit, liberty is granted to the petitioner to work his remedy in accordance with law. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CCC)

//True copy//

Sub Assistant Registrar

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To

1. The II Additional Sessions Judge, Chennai.
2. The XV Metropolitan Magistrate,
George Town, Chennai
3. The Public Prosecutor,
High Court, Madras.

Copy To:

The Section Officer, Criminal Section, High Court, Madras-104

+1cc to Mr.AM.Rahamathali, Advocate SR.No.68219

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SSV(CO)

GMV(30/10/2018)

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