



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.09.2018

WEB COPY

CORAM:
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

C.R.P. (PD) (MD) .No.177 of 2017
and
C.M.P. (MD) No.758 of 2017

M.Thavamani ... Petitioner
Vs.

Yamuna ... Respondent

PRAYER : Petition filed under Article 227 of Constitution of India, to set aside the order in I.A.No.45 of 2016 in S.M.O.P.No.433 of 2015 dated 09.11.2016 on the file of the District Judge, Kanyakumari District at Nagercoil and allow this Civil Revision Petition with costs.

For petitioners : Mr.R.Jeyaraj
For Respondent : Mr.K.Sudalaiyandi

ORDER

The respondent filed S.M.O.P.No.433 of 2015, before the learned District Judge, Kanyakumari District, Nagercoil. The parties herein got married on 12.09.2010. Two children have been born through the wedlock. The respondent had earlier filed maintenance case and a sum of Rs.13,000/- was awarded for the respondent and two children. Thereafter, the respondent filed I.A.No.45 of 2016 in the S.M.O.P., and the Court below directed the revision petitioner to pay a sum of Rs.20,000/- per month as interim alimony. Ofcourse, the amount directed to be paid in the maintenance case will have to be adjusted. The revision petitioner will have to pay a sum of Rs.20,000/- in all.

2.The counsel for the revision petitioner submits that he has been honouring the order made in the maintenance case. Therefore, he has to pay a sum of Rs.7,000/- over and above what he is already paying, as per the order passed in M.C.No.5 of 2016 on the file of the Civil Magistrate, Nagercoil.

3.With this clarification, this Civil Revision Petition is



disposed of. No costs. Consequently, connected miscellaneous petition is also closed.

Sd/
Assistant Registrar (Writs)

/True copy/

Sub Assistant Registrar (CS-II)

To

1.THE CHIEF JUDICIAL MAGISTRATE, NAGERCOIL.

2.THE DISTRICT JUDGE, KANYAKUMARI DISTRICT AT NAGERCOIL.

+1cc to Mr.R.JEYARAJ, Advocate, SR.No. 85104

+1cc to Mr.K.SUDALAIYANDI Advocate, SR.No.84448

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