



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.06.2019

CORAM :

WEB COPY

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

C.R.P(PD) (MD)No.2658 of 2018

and

CMP(MD)No.11669 of 2018

C.Rajam @ Rajalekshmi

... Petitioner/Petitioner/
Respondent

vs.

T.Kannan

... Respondent/Respondent/Petitioner

Prayer: Petition filed under Article 227 of the Constitution of India, against the order made in I.A.No.8 of 2016 in HMOP.No.155 of 2015 dated 19.12.2016 by the learned I Additional Subordinate Judge, Nagercoil, Kanyakumari District.

For Petitioner : Mr.S.Palani Velayutham

For Respondent : Mr.N.Dilip Kumar

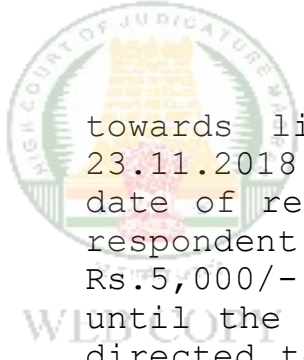
ORDER

Against the order of maintenance at Rs.1,500/- per month as against the claim of Rs.10,000/- and the disallowed claim of Rs.25,000/- towards litigation expenses, this revision is filed by the wife/petitioner.

2.Today, when the matter is taken up for hearing, learned counsel for the respondent/husband would state that as the petitioner was suffering from psychiatric problem from day one, there was no consummation of marriage, but the respondent being a Junior Assistant, the learned Judge has awarded the maintenance of Rs.1,500/- per month.

3.The present revision petition was filed on 23.11.2018. In my considered opinion, ends of justice would be met if Rs.5,000/- is granted towards interim maintenance from the date of filing of this revision petition and Rs.10,000/- towards litigation expenses, for which, learned counsel on both sides are agreeable.

4.Therefore, the impugned order dated 19.12.2016 is modified to the effect that the respondent shall pay a sum of Rs.5,000/- per month towards maintenance from the date of filing of this revision petition namely, 23.11.2018 and a sum of Rs.10,000/-



towards litigation expenses. The arrears of maintenance from 23.11.2018 till July 2019 shall be paid within four weeks from the date of receipt of a copy of this order and from August 2019, the respondent shall continue to pay the monthly maintenance at Rs.5,000/- on or before the 10th of every English Calendar month until the disposal of HMOP.No.155 of 2015. The learned Judge is directed to dispose of HMOP.No.155 of 2015 within a period of six months from the date of receipt of a copy of this order.

With the above direction, this Civil Revision Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CRL.SIDE)

// True Copy //

Sub Assistant Registrar(CS)

To

The I Additional Subordinate Judge,
Nagercoil,
Kanyakumari District.

+1 CC to M/s.N.DILIP KUMAR, Advocate (SR-71920[F] dated 27/06/2019)

+1 CC to M/s.S.PALANI VELAYUTHAM, Advocate (SR-72276[F] dated 28/06/2019)

BALA

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