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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.07.2021

CORAM:

THE HONOURABLE MR. JUSTICE RMT.TEEKAA RAMAN

Crl.R.C.No.262 of 2016
and
Crl.M.P.No.1811 of 2016

R. Elango .. Petitioner

Vs.

G. Vijayalakshmi .. Respondent

PRAYER : Petition filed under Section 397 read with 401 of the Criminal Procedure Code, to call for the records of the Family Court at Dharmapuri in FC.CMP.No....of 2016 in F.C.MC.No.20 of 2015 and set aside the order dated 08.01.2016 and allow the above revision.

For Petitioner : Mr.K.Sandhya
for M/s.Sarvabhauman Associates

For Respondent : Mr.P.Vijendran

O R D E R

The matter is heard through "Video Conference".

2. This criminal revision case has been filed to call for the records of the Family Court in FC.CMP.No....of 2016 in F.C.MC.No.20 of 2015 and set aside the order dated 08.01.2016.

3. The learned counsel for the petitioner would contend that he would not get any instructions with regard to the compliance of the order dated 06.07.2021.

4. The revision petitioner is the husband and the respondent is the wife. The respondent filed the petition under Section 125 of Cr.P.C., before the Family Court, Dharmapuri, in FC.MC.20/2015 claiming maintenance from the petitioner. The said order was set exparte. The Magistrate has passed an order, directing the husband to pay maintenance of Rs.1,000/- per month and to pay Rs.20,000/- per year towards medical and other expenses.



5. Subsequently, the petitioner has filed FC.C.M.P.No...of 2016, to set aside the exparte decree and the same was dismissed. Challenging the said order, the petitioner has filed revision before this Court.

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6. It appears that the conditional order dated 08.02.2016, the petitioner has not obeyed the said order passed by the Family Court, Dharmapuri. Subsequently, on 06.07.2021, this Court passed the conditional order that the husband has to pay a sum of Rs.25,000/- on or before 26.07.2021 and the same was not complied with.

7. After perusing the order, I find that the impugned order passed by the trial Court does not suffer from any irregularity or illegality or warranting interference in this criminal revision.

8. Accordingly, the criminal revision case is dismissed. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

AT

To

1.The Judge,
The Family Court,
Dharmapuri.

+1cc to M/s.Sarvabhauman Associates, Advocate Sr No.35868
+1cc to Mr.P.Vijendran, Advocate Sr No.35876

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PA (CO)
PR (26/08/2021)