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Crl.R.C.No.841 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.07.2022

CORAM :

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

Crl.R.C.No.841 of 2022

and

Crl.M.P.No.8544 of 2022

D.Vinoth Kumar @ Williams,
S/o.K.Dasarathan

... Petitioner

Versus

Beulah,
W/o.D.Vinoth Kumar @ Williams

... Respondent

Criminal Revision Case filed under Section 397 read with 401 Cr.P.C, to call for the records and set aside the order passed in M.C.No.512 of 2019 order dated 02.11.2019 pending on the file of the V Additional Family Court Judge, Chennai.

For Petitioner : Mr.R.Jayasankar

ORDER

This Revision is filed against the order of the learned V Additional Principal Judge, V Additional Family Court, Chennai, dated 02.11.2019 in M.C.No.512 of 2019, thereby, ordering the application filed by the respondent/wife for maintenance under Section 125 of Cr.P.C. directing the petitioner to pay a maintenance of Rs.15,000/- per month.



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D.BHARATHA CHAKRAVARTHY, J.,

sp

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2.It is seen that the respondent was set *ex-parte* and the order has been passed. Therefore, the petitioner has remedy under Section 126(2) of Cr.P.C. to file an application to set aside the *ex-parte* order and the present revision is not maintainable.

3.Accordingly, the Criminal Revision Case is dismissed, however, with liberty to the petitioner to file a petition for setting aside the *ex-parte* order as stated above. Consequently, connected criminal miscellaneous petition is closed.

05.07.2022

Index : yes/no

Speaking/Non-speaking order

sp

To

The V Additional Family Court, Chennai.

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