

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**FRIDAY, THE TWENTY THIRD DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL REVISION CASE NO: 1037 OF 2011

Criminal Revision case Under Section 397 & 401 Cr.P.C Against the Judgment in M.C.No. 20 of 2010, dated 28-02-2011 on the file of the Court of the Judge, Family Court, Secunderabad.

Between:

Mr. P. Sampath Kumar S/o P. Sai Krishna Employee R/o. SR-203, Seetharam Nagar, Ramakrishnapuram, Secunderabad - 500 056

...PETITIONER/RESPONDENT

AND

1. Smt. P. Sirisha W/o. P. Sampath Kumar, Aged about 33 years, Occ: Nil
2. Baby P. Shirvi, D/o. P. Sampath Kumar, Aged about 8 years. (Minor), Occ: Student, Being rep. by her Mother and natural guardian Smt. Shirisha.

Both are R/o. S-2, Lakshmi Prasanna Enclave, Plot No. 58, Santoshima Nagar Colony, Vinayaka Nagar, Neredmet, Secunderabad-056

3. State of A.P., Represented by its Public Prosecutor, High Court of A.P., at Hyderabad.

...RESPONDENTS/PETITIONERS

I.A. NO: 1 OF 2011(CRLRCMP. NO: 1531 OF 2011)

Petition under Section 482 Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Revision Case, the High Court may be pleased to stay the operation of the order passed in M.C.No. 20 of 2010 on the file of the Family Court Judge, Secunderabad.

I.A. NO: 2 OF 2011(CRLRCMP. NO: 2343 OF 2011)

Petition under Section 482 Cr.P.C praying that in the circumstances stated in the Memorandum of Grounds of Criminal Revision Case, the High Court may be pleased to vacate the stay granted by this Hon'ble Court on 28.05.2011 in Crl.R.C.M.P.No.1631 of 2011 in Crl.R.C.No.1037 of 2011.

Between:

1. Smt. P. Sirisha W/o. P. Sampath Kumar, Aged about 33 years, Occ: Nil
2. Baby P. Shirvi, D/o. P. Sampath Kumar, Aged about 8 years, (Minor), Occ: Student, Being rep. by her Mother and natural guardian Smt. Shirisha.

Plot No. 58, Santoshima Nagar Colony, Vinayaka Nagar, Neredmet, Secunderabad.

(2nd Petitioner being minor Rep. by her mother and natural guardian the 1st Petitioner)

...PETITIONER/RESPONDENT

AND

1. Mr. P. Sampath Kumar S/o P. Sai Krishna Employee R/o. SR-203, Seetharam Nagar, Ramakrishnapuram, Secunderabad - 500 056
2. State of A.P., Represented by its Public Prosecutor, High Court of A.P., at Hyderabad.

...RESPONDENT/PETITIONER

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Revision Case and upon hearing the arguments of M/s G. SUDHA, Advocate for the Petitioner and of the Public Prosecutor on behalf of the Respondent No. 3 and none appeared for Respondent No. 1 & 3.

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SURENDER**CRIMINAL REVISION CASE No.1037 OF 2011****ORDER:**

This Criminal Revision Case is filed under Sections 397 and 401 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') by the petitioner-respondent to set aside the order passed in M.C. No.20 of 2010 dated 28.02.2011 by learned Family Court Judge, Secunderabad.

2. Heard learned counsel for the petitioner, learned counsel for the respondent and learned Additional Public Prosecutor No.3 for the respondent – State. Perused the record.

3. The petitioner is the husband questioning the maintenance granted to the *de facto* complainant and 2nd petitioner who are wife and daughter.

4. Learned counsel for the petitioner would submit that the matter has been settled.

5. As seen from the record the 2nd respondent has attained majority. In the event of settlement between the parties, the petitioner shall not give the maintenance.

6. However, in the event of any interest or cause survives for seeking maintenance from the petitioner herein they shall move appropriate Court.

7. Accordingly, the Criminal Revision Case disposed of.

Miscellaneous applications pending, if any, shall stand closed.

//TRUE COPY//

Sd/- M. MANJULA
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The Judge, Family Court, Secunderabad.
2. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad, [OUT]
3. One CC to M/s G SUDHA Advocate [OPUC]
4. Two CD Copies.

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HIGH COURT

KSJ

DATED: 23/12/2022

ORDER

CRLRC.No.1037 of 2011



Disposing the Criminal Petition

(7) Copies
S/m
31/1/23