

HIGH COURT FOR THE STATE OF TELANGANA

**WEDNESDAY ,THE FIRST DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SMT JUSTICE P.SREE SUDHA

CRIMINAL REVISION CASE NO: 1599 OF 2010

Criminal Revision Case filed Under Section 397 & 401 of Cr.P.C aggrieved by the Order dated 06-08-2010 in M.C.No. 89 of 2009 on the file of the Court of the Judge, Family Court, Secunderabad.

Between:

Dr. N.Prakash Rao, S/o. Late Shri N.P.Narayana Swamy, Aged about 56 years, Occ: Medical Officer, Government Primary Health Centre, Varkatpally, Valigonda Mandal, Nalgonda District. R/o. H.No. 5-4-3/7, Kamalanagar, Vanashtalipuram, Ranga Reddy District.

...Petitioner/Respondent No.2

AND

1. N.Parvathi Bai, , W/o. Late Shri N.P.Narayana Swamy, Occ: Housewife, R/o. 6-6-439/4, Kavadiguda, Gandhinagar, Secunderabad.

...Respondent/Petitioner

2. N.Suresh Chandra, S/o. Late Shri N.P.Narayana Swamy, Occ: Government Employee, R/o. 6-6-439/4, Kavadiguda, Gandhinagar, Secunderabad.

...Respondent/Respondent No.1

3. The State of A.P.,, Represented by the Public Prosecutor, High Court of A.P.,Hyderabad.

...Respondent.

Counsel for the Petitioner: SRI. A. NAGENDRA RAO

Counsel for the Respondent No.1: SRI. Y. VENUGOPAL RAO

Counsel for the Respondent No.3: ASSISTANT PUBLIC PROSECUTOR

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE P.SREE SUDHA

CRIMINAL REVISION CASE No.1599 of 2010

ORDER:

This Criminal Revision Case is filed against the Order dated 06.08.2010 in M.C.No.89 of 2009 passed by the Judge, Family Court, Secunderabad.

2. Heard the learned Assistant Public Prosecutor and perused the record.

3. This criminal revision case is filed by the revision petitioner aggrieved by the order dated 06.08.2010 passed by the Judge, Family Court, Secunderabad in M.C.No.89 of 2009.

4. The maintenance case was filed by Smt. N. Parvathi Bai, mother of 2nd respondent and the revision petitioner for maintenance. The trial Court, considering oral and documentary evidence, granted Rs.4,000/- per month to be paid by the 2nd respondent and the revision petitioner.

5. Aggrieved by the said order, one of the sons Dr. N.Prakash Rao filed the present revision case and stated

that his mother aged about 78 years and she is required efficient service and medical assistance, where he is already providing. He also stated that she is with another son along with another daughter in Ancestral House and also drawing family pension. Therefore, the order of the trial Court in granting maintenance again is to be set aside.

6. In the trial Court, the revision petitioner is examined as RW-1 and he also marked Exs.B1 to B4, on his behalf. Exs.A1 to A6 were marked on behalf of the 1st respondent/mother. The trial Court rightly considered oral and documentary evidence and granted an amount of Rs.4,000/- to be paid by each of her sons to the 1st respondent/mother towards maintenance from the date of petition before 10th of every month.

7. The 1st respondent/mother stated that she is living with her 2nd son and her daughter and they are taking care of her and she is drawing family pension, but how much is not mentioned by her.

8. Having regard to the facts and circumstances of the case, the trial Court has rightly considered the evidence recorded and granted the maintenance amount. Therefore, this Court finds no reason to interfere with the order of the trial Court. Hence, the present Criminal Revision Case is devoid of merits.

9. Accordingly, Criminal Revision Case is dismissed.

Miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

Sd/- I. NAGA LAKSHMI
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Judge, Family Court, Secunderabad.
2. Two CCs to Assistant Public Prosecutor, High Court for the State of Telangana, at Hyderabad [OUT]
3. One CC to SRI. A. NAGENDRA RAO, Advocate [OPUC]
4. One CC to SRI. Y. VENUGOPAL RAO, Advocate [OPUC]
5. Two CD Copies

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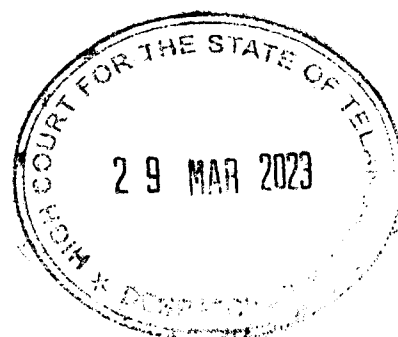
HIGH COURT

PSS,J

DATED:01/02/2023

ORDER

CRLRC.No.1599 of 2010



THE CRIMINAL REVISION CASE IS DISMISSED.

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