

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY ,THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

CRIMINAL REVISION CASE NO: 2584 OF 2013

Revision filed under Section 397 and 401 of CrI.P.C.,aggrieved by the Judgment dt.28-11-013, passed in CrI.A.No. 103 of 2011, on the file of the V Additional Metropolitan Sessions Judge (Mahila Court) at Hyderabad.

Between:

T.SWARUP KUMAR, S/O T.G.Selvaraj, aged 36 years, occ Trainee Pastor, presently Residing at Hephzibah Church, Arutla village Manchal Mandal, R.R.District-501 508.

...PETITIONER/RESPONDENT NO.1/APPELLANT

AND

1. SUJATHA DEVI, w/o T.Swaroop Kumar, aged 32 years, occ :Staff Nurse, r/o Gowripatnam Post, Devarapally Mandal, W.G.District.
2. T. Mary Chandraleela, w/o T.G.Selvaraj, r/o 18-8-278/2/124, New Rakshapuram Colony, Saidabad, Hyderabad.
3. The State of Andhra Pradesh,, rep. by Public Prosecutor High Court, Hyderabad.

(Respondent No.2 is not necessary party)

...RESPONDENTS/PETITIONER/RESPONDENTS

I.A. NO: 1 OF 2013(CRLRCMP. NO: 4075 OF 2013)

Petition under Section 482 of CrI.P.C., praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings including the execution of the order passed in D.V.C.NO. 118/2010 dt. 28-1-2011 on the file of the I Metropolitan Magistrate at Hyderabad, in so far as the monthly rent and monthly maintenance is concerned pursuant to judgment passed in CrI.A.No. 103/2011 dt. 28-11-2013, on the file of the V Additional Metropolitan Sessions Judge (Mahila Court) at Hyderabad.

I.A. NO: 1 OF 2014(CRLRCMP. NO: 221 OF 2014)

Petition under Section 482 of CrI.P.C., praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to permit the petitioner herein to amend the main relief and the interim relief as "in so far as the monthly maintenance of Rs.500/- to the child is concerned" in the place of 'in so far as the monthly rent and monthly maintenance in concerned'.

Counsel for the Petitioner :SRI V.VITHAL

Counsel for the Respondents Nos 1 &2 :None Appeared

Counsel for the Respondent No.3 :ASSISTANT PUBLIC PROSECUTOR

The Court made the following : ORDER

THE HONOURABLE SRI JUSTICE E. V. VENUGOPAL**CRIMINAL REVISION CASE No.2584 OF 2013****ORDER:**

The present Criminal Revision Case is filed seeking to set aside the Judgment passed in CrI.A.No.103 of 2011, dated 28.11.2013 on the file of V Additional Metropolitan Sessions Judge (Mahila Court) at Hyderabad.

2. Heard learned counsel for the petitioner as well as the learned Assistant Public Prosecutor appearing for the respondent-State.

3. A perusal of the record shows that the Revision pertains to the year 2013 and the learned counsel for the petitioner seeks to set aside the order passed by the Court below stating that, the petitioner does not have any sufficient means to maintain his family members.

4. This Court upon careful consideration of the entire material on record and after hearing the submissions made by both the learned counsel is of the view that the maintenance awarded by the Court below is very meagre and appropriate. Challenging such a meagre amount is not permissible at this stage as the cost

of living standards of the people has been escalated. Hence, this Court does not find any reason to interfere with the order passed by the Court below. Therefore, this Court is not inclined to entertain the Revision Case as the same is devoid of merits.

5. Accordingly, the Criminal Revision Case is dismissed.

Miscellaneous Petitions, pending if any, shall stand closed.

//TRUE COPY//

Sd/-K.SAILESHI
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Court of I Metropolitan Magistrate at Hyderabad.
2. The Court of V Additional Metropolitan Sessions Judge (Mahila Court) at Hyderabad.(with records, if any)
3. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
4. One CC to SRI. V VITHAL, Advocate [OPUC]
5. Two CD Copies

pcsd

N. P.

HIGH COURT

DATED:30/06/2023

ORDER

CRLRC.No.2584 of 2013



DISMISSING THE CRIMINAL REVISION CASE

⑧ NLV
14/8/23