

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

**THURSDAY, THE THIRTEENTH DAY OF JULY
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

CRIMINAL REVISION CASE NO: 362 OF 2013

Revision Case filed under Sections 397 & 401 of Cr.P.C., aggrieved by the Orders dated 30.11.2012 passed in M.C.No. 21 of 2011 on the file of the Additional Metropolitan Sessions Judge for the Trial of JHCBBC cum Additional Family Court cum XXIII Additional Chief Judge, Hyderabad.

Between:

Syed Shah Ali Hussain, S/o Syed Ahmed Jeelani, Age: 46 years, Occ: Pvt. Service, R/o H.No.11-4-637/A, A.C.Guards, Hyderabad.

...PETITIONER/RESPONDENT

AND

1. The State of Andhra Pradesh, Represented by its Public Prosecutor, High Court of Andhra Pradesh, Hyderabad.
2. Shahana Parveen, D/o Syed Osman Ali, Age: 38 years, Occ Household, R/o H.No.17-1-375/37/1/D, Hasanabad, Santhosh Nagar, Hyderabad.

...RESPONDENTS/PETITIONERS

I.A. NO: 1 OF 2013(CRLRCMP. NO: 548 OF 2013)

Petition under Section 482 of Cr.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 interim stay of all further proceedings including execution proceedings in M.C.No.21 of 2011 on the file of the Addl. Metropolitan Sessions Judge for the Trial of JHCBBC Case cum Addl. Family Court cum XXIII Addl. Chief Judge, Hyderabad, dated 30.11.2012, pending disposal of the CrI.R.C., in the interest of justice.

Counsel for the Petitioner : Mr. M. BASITH ALI YAVAR

**Counsel for Respondent No.1 : Mr. VIZARATH ALI, ASSISTANT PUBLIC
PROSECUTOR**

Counsel for Respondent No.2 : Mr. ALI FAROOQUE

The Court made the following: ORDER

1

THE HONOURABLE SRI JUSTICE E. V. VENUGOPAL

CRIMINAL REVISION CASE No.362 OF 2013

ORDER:

This Criminal Revision Case is filed aggrieved by the order dated 30.11.2012 in M.C.No. 21 of 2011 on the file of learned Additional Metropolitan Sessions Judge for the trial of JHCBBC-cum-Additional Family Court

2. Heard Mr. M. Basith Ali Yavar, learned counsel for the petitioner and Mr. Vizarath Ali, learned Assistant Public Prosecutor appearing for the respondent State.

3. The brief facts of the case are that the Court below vide order dated 30.11.2012 in M.C.No.21 of 2011 directed the petitioner to pay an amount of Rs.3,000/- per month to respondent No.2 towards her maintenance from the date of the order. Aggrieved by the same, the present Revision.

4. A perusal of the record shows that the matter pertains to the year 2013 and this Court vide order dated 21.02.2013 granted interim stay of order dated 30.11.2012 in M.C.No.21 of 2011 on the file of Court below subject to the petitioner depositing Rs.1,500/- per month to respondent No.2 from the

date of the order i.e., 30.11.2012. Arrears, if any, at the rate indicated was to be paid within four weeks. The current maintenance at the rate indicated was to be paid by 10th of every succeeding month. But nothing is available on record to show that the interim order passed by this Court is being complied with.

5. Therefore, upon careful consideration of the entire material available on record and after hearing the submissions made by both the learned counsel is of the view that the maintenance granted to respondent is very meagre and appropriate. Challenging such meagre amount is not permissible at this stage as the cost of living standards of the people have escalated. Hence, I do not find any reason to interfere with the order passed by the Courts below. Therefore, this Court is not inclined to entertain the Revision as the same is devoid of merits.

6. Accordingly, the Criminal Revision Case is dismissed.

Miscellaneous Petitions, pending if any, shall stand closed.

Sd/-T.KRISHNA KUMAR
DEPUTY REGISTRAR

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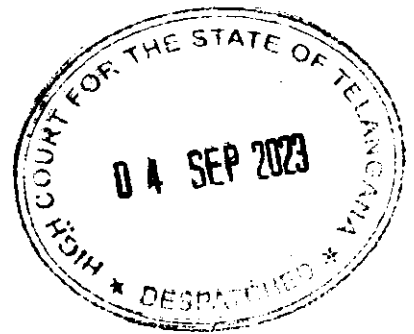
SECTION OFFICER

To,

1. The Additional Metropolitan Sessions Judge for the Trial of JHCBBC cum Additional Family Court cum XXIII Additional Chief Judge, Hyderabad.
2. One CC to M/s. M. BASITH ALI YAVAR, Advocate [OPUC]
3. One CC to M/s. ALI FAROOQUE, Advocate [OPUC]
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
5. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)

HIGH COURT

DATED:13/07/2023



ORDER

CRLRC.No.362 of 2013

DISMISSING THE CRLRC

8 NW
7/8/23