



C.R.P.(PD)No.1445 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.04.2024

CORAM

THE HONOURABLE MR.JUSTICE V.LAKSHMINARAYANAN

C.R.P.(PD)No.1445 of 2024

and

C.M.P.No.7727 of 2024

R.Vadivel @ Thiagarajan

.. Petitioner

Vs.

1.C.Hemalatha

2.V.Shathvika

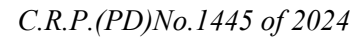
.. Respondents

Prayer : The Civil Revision Petition is filed under Article 227 of Constitution of India, to set aside the fair and decreetal order passed in I.A.No.1 of 2021 in O.P.No.2093 of 2020, dated 11.12.2023 on the file of the IV Additional Family Court at Chennai.

For Petitioner : Mr.S.R.Sankareshwaran

ORDER

This revision has been filed to set aside the fair and decreetal order passed in I.A.No.1 of 2021 in O.P.No.2093 of 2020, dated 11.12.2023 on the file of IV Additional Family Court at Chennai.



5. A perusal of the impugned order shows that, in particular in Paragraph No.18, the learned Judge has gone through the salary slip for the relevant month produced by the petitioner himself. That shows that his net



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pay is Rs.62,543/- (Rupees Sixty Two Thousand Five Hundred and Forty Three only). Out of this amount, the learned Judge has only directed him to pay 1/4th of the amount as maintenance towards his wife. It is a paltry sum which comes to about less than a sum of Rs.500/- per day. As the petitioner having worked abroad, his wife is entitled to maintain in the same status as she lived with the petitioner in the matrimonial home.

6. The discretion exercised by the learned Judge in fixing Rs.15,000/- (Rupees Fifteen Thousand only) as maintenance after taking into consideration that there is a minor girl child involved cannot be said to be arbitrary or capricious, I am not inclined to intervene in the exercise of revisional power under Article 227 of Constitution of India. Accordingly, this Civil Revision Petition stands dismissed. No costs. Consequently, connected Civil Miscellaneous Petition is closed.

10.04.2024

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Index:Yes/No

Speaking Order :Yes/No

Neutral Citation:Yes/No



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V. LAKSHMINARAYANAN, J.

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To

The IV Additional Family Court,
Chennai

C.R.P.(PD)No.1445 of 2024

and

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