



Crl.O.P.(MD)No.799 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.09.2024

CORAM

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

Crl.O.P.(MD)No.799 of 2024

and

Crl.M.P.(MD)Nos.456 and 457 of 2024

R.Pongalaban

... Petitioner

Vs.

1.M.Sindhuja

2.Minor.Vishwajith Ravi
represented by her mother as natural
guardian

... Respondents

PRAYER : Criminal Original Petition filed under Section 407 Cr.P.C., to transfer the case in Cr.M.P.No.38 of 2023 in M.C.No.46 of 2015 pending before the Family Court, Kanyakumari at Nagarcoil to a Court of competent jurisdiction in Madurai or any other competent Court outside Kanyakumari District.

For Petitioner : Mr.I.Pinaygash

For Respondents : Mr.C.Dhanaseelan

ORDER

The Criminal Original Petition has been filed seeking orders to



Crl.O.P.(MD)No.799 of 2024

transfer the case in Cr.M.P.No.38 of 2023 in M.C.No.46 of 2015 pending before the Family Court, Kanyakumari at Nagarcoil to a Court of competent jurisdiction in Madurai or any other competent Court outside Kanyakumari District.

2. The learned counsel appearing for the petitioner would submit that the first respondent has now become advocate and she is practising before the Family Court, Nagercoil, Kanyakumari District and that earlier in the maintenance case, the Family Court has awarded Rs.7,500/- for the respondents and at the instance of the first respondent, the same was enhanced to Rs.12,000/-. He would further submit that second petition for enhancement came to be filed in CrI.M.P.No.38 of 2023 and is pending on the file of the Family Court, Kanyakumari at Nagercoil and the petitioner has already filed his objection.

3. Considering the facts and circumstances and also taking note of the fact that the enhancement petition is pending for more than one year, the learned Family Judge, Nagercoil is directed to conduct enquiry in CrI.M.P.No.38 of 2023 and dispose of the same within a period of one month from the date of receipt of a copy of this order.



Crl.O.P.(MD)No.799 of 2024

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4. With the above direction, this Criminal Original Petition stands disposed of. Consequently, connected Miscellaneous Petitions are closed.

03.09.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
csm

To

1.The Family Court,
Kanyakumari at Nagarcoil.



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Crl.O.P.(MD)No.799 of 2024

K.MURALI SHANKAR,J.

csn

Order made in
Crl.O.P.(MD)No.799 of 2024
and
Crl.M.P.(MD)Nos.456 and 457 of 2024

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