

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

**WEDNESDAY, THE TWENTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HON'BLE SRI JUSTICE K.SURENDER

CRIMINAL REVISION CASE No: 1375 of 2009

Criminal Revision Case under Sections 397 & 401 of Cr.P.C. against the Order dated 16-06-2009 made in MC.No.241 of 2007 on the file of the Court of the Additional Metropolitan Sessions Judge for the Trial of JHCBBC cum Additional Family Court cum XXIII Additional Chief Judge, Hyderabad.

Between:

Smt.Jangamaipeta Padma, W/o. Nagaiah .J., Age: 50 years, Occ: Household, R/o. Yellareddy (V), Presently H.No. 8-4-367/69, CH.Jairaj, Vinayakrai Nagar, Borabanda, Hyderabad.

...Petitioner

AND

1. Jangamaipeta Nagaiah, S/o. Late Bagaiah, Age: 55 years, Occ: Govt.Employee, Watchman in Agriculture Department, R/o. Near Police Station, Yellareddy (V) & (M), Nizamabad District. **...Respondent**

2. The State of A.P., Rep. by Public Prosecutor, High Court of A.P.

...Respondent-2

Counsel for the Petitioner: SRI K. SAI BABU

Counsel for the Respondent No.1: None Appeared

Counsel for the Respondent No.2: ASSISTANT PUBLIC PROSECUTOR

The Court delivered the following: JUDGMENT

THE HONOURABLE SRI JUSTICE K.SURENDER

CRIMINAL REVISION CASE No.1375 OF 2010

JUDGMENT:

This Criminal Revision Case is filed by the petitioner seeking to set aside the order dated 10.06.2009 in M.C.No.241 of 2007.

2. Heard the learned counsel for the revision petitioner and the learned Assistant Public Prosecutor for respondent-State.

3. The petitioner herein is alleged wife of the 1st respondent herein. She has filed a case before the Court below seeking maintenance. However, after trial, Family Court Judge found that the petitioner was not able to prove marriage itself and the marriage was disputed by the 1st respondent herein.

4. Learned counsel appearing for the revision petitioner would submit that though notices were sent to the petitioner, she has not come forward to prosecute her case.

5. Having gone through the record, the essential ingredients of seeking maintenance that there is a valid

marriage between the wife and the husband was not proved. In the said circumstances, denial by the Family Court to grant maintenance cannot be interfered with.

6. Accordingly, the Criminal Revision Case is dismissed. Miscellaneous applications pending, if any, shall stand closed.

Sd/- T. KRISHNA KUMAR
DEPUTY REGISTRAR

//TRUE COPY//

Joe
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. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. (OUT)
3. One CC to SRI K. SAI BABU, Advocate [OPUC]
4. Two CD Copies

Kum/gh

CRP

HIGH COURT

DATED:21/08/2024

ORDER

CRLRC.No.1375 of 2009



DISMISSING OF THE
CRIMINAL REVISION
CASE

② CHER
19/10/24