



CRP(MD). No.1169 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 09/07/2025

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

**CRP (MD). No.1169 of 2024
and CMP(MD) Nos.6637 and 6638 of 2024**

V.Ramesh Kumar

... Petitioner

Vs

1. R.Lohanya

2. Minor R.Shasini,

... Respondents

(2nd Respondent is represented by her
mother natural guardian/1st respondent)

PRAYER :-Civil Revision Petition filed under Article 227 of The Constitution of India to call for the entire records of the impugned order dated 29.02.2024 made in Criminal Appeal No.156 of 2023 on the file of the Principal District and Sessions Court, Theni, modifying the order dated 06.12.2022 made in DVC No.8 of 2022 on the file of the Judicial Magistrate, Uthamapalayam.

For Petitioner : Mr.M.S.Jeyakarthick
For Respondents : Mr.D.Rameshkumar



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ORDER

This Civil Revision Petition has been filed against the order dated 29.02.2024 made in Criminal Appeal No.156 of 2023 on the file of the Principal District and Sessions Court, Theni, modifying the order dated 06.12.2022 made in DVC No.8 of 2022 on the file of the Judicial Magistrate, Uthamapalayam.

2. The petitioner is the husband and the respondent is the wife and their marriage was solemnized on 28.11.2014 and they were blessed with a girl child. Subsequently since their matrimonial life ran into rough weather, the respondent initiated proceedings under the Domestic Violence Act, 2005 in DVC No.8/2022 and an exparte order was passed against the petitioner herein. Challenging the same, the petitioner filed an appeal and the lower appellate Court, while reducing the compensation from Rs.5,00,000/- to Rs.3,00,000/-, fixed the maintenance amount at Rs.15,000/- towards the first respondent and Rs.10,000/- towards the 2nd respondent daughter. Apart from that, Rs.10,000/- ordered by the trial Court was confirmed by the appellate



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Court towards litigation expenses. Challenging the same, the petitioner is before this Court.

3.The learned counsel for the petitioner would submit that the petitioner is a Diploma holder and when the first respondent is capable of maintaining herself, ordering Rs.25,000/- towards maintenance and Rs.3,00,000/- towards compensation found to be exorbitant and hence, the learned counsel prays for modification.

4. The learned counsel for the respondents, however, would contend that the trial Court and the lower appellate Court considered the plight of the respondents has ordered for compensation and maintenance, which is just and proper and hence, it needs no interference and prays for dismissal.

5. I have considered the rival submissions and perused the materials available on record.



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6. Considering the facts and circumstances of the case and considering the submission made on either side, the following order is passed:

The compensation as modified by the lower appellate Court and the litigation expenses are hereby confirmed. As far as maintenance amount is concerned, the maintenance amount is reduced from Rs.25,000/- to Rs.20,000/- and the petitioner is directed to pay the arrears by calculating Rs.20,000/- per month from the date of petition till date ie., 09.07.2025 and continue to pay Rs.20,000/- every month, ie., on or before the 7th day of every English calendar month. The petitioner is directed to pay the amounts aforesaid amount within a period of four weeks from the date of receipt of a copy of this order.

7. The Civil Revision Petition is disposed of with the above direction. No costs. Consequently connected Miscellaneous Petitions are closed.

09.07.2025

NCC : Yes/No
Index : Yes/No



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TO

1.The Principal District and Sessions Court, Theni

2.The Judicial Magistrate, Uthamapalayam.

3.VR Section

Madurai Bench of Madras High Court, Madurai.



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M.DHANDAPANI,J

RR

**ORDER
IN
CRP(MD) No.1169 of 2024**

Date : 09/07/2025