Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 18889 of 2026

CNR:{HCMA011592582026}

and

CRL MP No.12583 of 2026

Dr. Ashish Singh
S/o. Ram Awatar Singh,
Villa No.19-A, B & B May Flower Aqua,
VIT-Thiruvalam Road,
Karnampet, Katpadi Taluk,
Vellore District.

..Petitioner(s)

Vs

1. Parangama Chaterjee
   W/o. Ashish Singh,
   No.109, New Doctors Quarters,
   Apollo KH Hospital,
   Melvisharam,
   Ranipet District.
2. Aayudh Singh
   S/o. Ashish Singh,
   Minor 2nd respondent is represented by
   guardian and mother, namely the 1st
   respondent,
   residing at No.109, New Doctors Quarters,
   Apollo KH Hospital,
   Melvisharam,
   Ranipet District.

..Respondent(s)

PRAYER: Criminal Original Petition filed under Section 523 of BNSS, praying to set aside the Order dated 15-6-2026 in Crl MP No.1189 of 2025 in Crl Appeal No.Nil of 2025 on the file of the Learned Principal District and Sessions Judge, Ranipet.

For Petitioner(s): Mr.R.Selvakumar
For Respondent(s): No Appearance

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This petition has been filed challenging the order dated 15.06.2026 passed in Crl.MP No.1189 of 2025 in Crl Appeal No.Nil of 2025 by the Learned Principal District and Sessions Judge, Ranipet, thereby allowing the petition to condone the delay, subject to the condition that the petitioner shall pay a sum of Rs.15,00,000/- to the first respondent towards part payment of maintenance amount payabel for the minor child/second respondent on or before 17.07.2026.

2. The petitioner is the husband of the first respondent herein, and out of their wedlock, the second respondent was born. Due to certain misunderstandings, they got separated, as a result of which the respondents were unable to maintain themselves. Hence, they filed a petition seeking maintenance in D.V.C No.5 of 2022 on the file of the District Munsif-cum-Judicial Magistrate, Arcot. While the said proceedings were pending, the respondents filed a petition in Crl.M.P No.341 of 2022 seeking interim maintenance. The trial Court awarded a sum of Rs.1,00,000/- per month as interim maintenance, payable by the petitioner to the respondents. Aggrieved by the same, the petitioner preferred an appeal along with a petition n Crl.M.P No.1189 of 2025 before the learned Principal District and Sessions Judge, Ranipet, seeking to condone the delay of 302 days in filing the appeal. The

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Appellate Court, considering the facts and circumstances of the case, allowed the said petition to condone the delay, subject to the condition that the petitioner shall pay a sum of Rs.15,00,000/- to the first respondent towards the part of maintenance amount of the second respondent on or before 17.07.2026 Aggrieved by the said order, the petitioner has filed the present petition before this Court.

3.This Court, at the time of admitting the present petition, granted an interim stay subject to the condition that the petitioner shall deposit a sum of Rs.7,50,000/- to the credit of D.V.C No.5 of 2022, pending on the file of the District Munsif-cum-Judicial Magistrate Court, Arcot, on or before 31.07.2026. Accordingly, the petitioner has complied with the said condition by making the deposit on 23.07.2026.

4.In view of the above, this Court is inclined to set aside the order dated 15.06.2026 passed in Crl MP No.1189 of 2025 in Crl Appeal No.Nil of 2025 by the learned Principal District and Sessions Judge, Ranipet.

5.Accordingly, the order dated 15.06.2026 passed in Crl MP No.1189 of 2025 in Crl.Appeal No.Nil of 2025 by the learned Principal District and Sessions Judge, Ranipet, is hereby set aside, and this Criminal Original Petition

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stands allowed. The Appellate Court is directed to take up the appeal and dispose of the same within a period of three months from the date of receipt of a copy of this order. Consequently, connected miscellaneous petition is closed.

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
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To

1. Principal District and Sessions Judge, Ranipet
2. The District Munsif-cum-Judicial Magistrate Court, Arcot,

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G.K.ILANTHIRAIYAN J.

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