

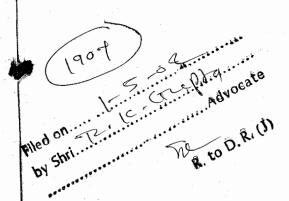
#### IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

(3)

232/02

CRIMINAL REVISION No. 23/ / 2002

#### APPLICANT:



Abdul Salim, son of Abdul Rauf, aged about 32 years, working as Driver, Chirimiri Open Cast Colliery, resident of Chirimiri Colliery, P.S. Chirimiri, presently residing C/O Zahir Hussain, pay load operator, resident of Pondi colliery, P.O. Pondi colliery, Tah: Manendragarh, Dist: Korea (Chhattisgarh).

#### Versus

#### NON-APPLICANT:

Abdul Rauf, son of Abdul Rajak, aged about 66 years, retired colliery employee, resident of Godripara, Kurasia colliery, P.S. Chirimiri, Tah: Manendragarh, Dist: Korea (Chhattisgarh).

CRIMINAL REVISION U/S 397 and 401 OF CRIMINAL

PROCEDURE CODE: 1973.

(13)

the learned Judicial Magistrate,

XI-HC--78

### उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

## मामला क्रमांक जि.सि. 232/सन् 2002

आदेश पत्रक (पूर्वानुबद्ध)

जापरा पत्रक ( पूजानुबद्व)		
आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	21/11/2002: -	
	Heard Shri R.P. Gandharva, learned counsel for the applicant.	
es e	The applicant has in this :	revision petition challenged the order
	dated 13.03.2002 passed by the	learned Additional Sessions Judge,
	Manindragarh, in Criminal Revision	No.121/2001, arising out of the order

dated 26.05.2001 passed by

Manindragarh, in M.Cr.C.No.11/2000

The respondent herein filed a petition under Section 125 of Cr.P.C. claiming maintenance of Rs.4,000/- per month from the applicant. The learned Magistrate by his order dated 26.05.2001 rejected his application. Thereafter, the respondent filed Criminal Revision No.121/2001 before the Additional Sessions Judge, Manindragarh. The learned Sessions Judge allowed the revision petition and directed the applicant to pay Rs.1,000/- per month as maintenance to the respondent.

The respondent was working in S.E.C.L. He was declared medically unfit. The applicant was given compassionate appointment in place of the respondent and the allegation is that the applicant has neglected to maintain him.



## उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

# मामला क्रमांक ७. २८० २३२/ सन् २००२

भादेश का दिनांक था आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	Having regard to the facts and fact that the applicant is working i	circumstances of the case and the
	income, the impugned order passed directing the applicant to pay Rs.1,00	by the learned Sessions Judge,
	the respondent is just and proper. I opinion that this revision petition is	n the circumstances, I am of the
	rejected.	Sd/- Chief Justice
esh/Soma		