

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE N.K.BALAKRISHNAN

MONDAY, THE 31ST DAY OF MARCH 2014/10TH CHAITHRA, 1936

Crl.MC.No. 978 of 2014 (G)

**AGAINST THE ORDER IN MC 66/2011 of JUDICIAL FIRST CLASS MAGISTRATE COURT,
PATTAMBI**

PETITIONER(S):

**MUHAMMEDALI
S/O.VAPPUTTY, ANIKKALLIL VEEDU, AMAYUR POST
OTTAPALAM TALUK.**

**BY ADVS.SRI.S.RAJEEV
SRI.K.K.DHEERENDRAKRISHNAN**

COMPLAINANT(S):

- 1. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM 682 031.**
- 2. MISIRIYA, AGED 32 YEARS
D/O.SAIDLAVI, MANIYANKUNNAN VEEDU, CHUNDAMPATTA POST
KULUKKALLUR, OTTAPPALAM TALUK, PALAKKAD 679 309.**

**R2 BY ADVS. SRI.NAGARAJ NARAYANAN
SRI.SAIJO HASSAN
SRI.BENOJ C AUGUSTIN
SRI.PRATHAP PILLAI
SRI.SEBIN THOMAS
SRI.VIVEK V. KANNANKERI
SMT.J.KASTHURI**

R1 BY PUBLIC PROSECUTOR SRI. RAJESH VIJAYAN

**THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 31-03-2014,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- | | |
|----------------------|---|
| ANNEXURE 1. | COPY OF THE MC NO.66/11 FILED BEFORE THE JUDICIAL MAGISTRATE OF FIRST CLASS, PATTAMBI. |
| ANNEXURE 11. | COPY OF THE ORDER IN MC NO.66/11 PASSED BY THE JUDICIAL MAGISTRATE OF FIRST CLASS PATTAMBI DATED 26.10.13. |
| ANNEXURE III. | COPY OF THE ORDER IN CMP NO.3553/13 IN CRA NO.399/13 PASSED BY THE COURT OF SESSIONS PALAKKAD, DATED 06.12.13. |

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.A.TO JUDGE

JJJ

N.K. BALAKRISHNAN, J.

Crl.M.C. No. 978 of 2014 (G)

Dated this the 31st day of March, 2014

ORDER

As per the Order passed by the learned Magistrate, the total monthly amount payable by the husband would come to Rs.8,500/-. Even if it is assumed that a sum of Rs.2,500/- payable to the wife is excluded, the total liability at the rate of Rs.6,000/- per month payable to the children would come to Rs.1,92,000/- (for 32 months). It is stated that Rs.1,00,000/- was already paid.

2. Hence, the petitioner will deposit before the learned Magistrate a sum of Rs.92,000/- (Rupees Ninety Two thousand only), out of which Rs.50,000/- (Rupees Fifty thousand only) shall be deposited within two weeks from today and the balance amount should be deposited within one month thereafter. The amount so deposited shall be

released to the 1st petitioner in M.C. 66/2011, on behalf of minor children.

This Criminal M.C. is disposed of accordingly.

Sd/-
N.K. BALAKRISHNAN,
JUDGE

//True Copy//

P.A. to Judge

jjj