

IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS-II, HARIPAD

Present : Smt. Maneesha K.Bhadran, Judicial Magistrate of First Class

Dated, this the 11<sup>th</sup> day of March 2026

**CMP 1/2026 in MC No.130/2024**

Petitioner : Muhsina, aged 16 years, minor,  
D/o. Safeena, Shameer Manzil, Thottappalli muri,  
Purakkad Village, represented by her grandmother, Sainaba  
Beevi, W/o. Shereef,  
Shameer Manzil, Thottappally Muri, Purakkad Village.

**[By Adv. B. Sivaprasad]**

Respondent: Sri.Nazarudeen, aged 45 years,  
S/o. Sulaiman Kunju, Valil thekkathil House,  
Vettuveni muri, Karthikappally Village.

Offence : U/s. 12 of the Protection of Women from Domestic  
Violence Act.

This CMP having been heard on 02.03.2026 and the Court on 11.03.2026 delivered the following:-

**ORDER**

1. Petition filed by the minor petitioner to strike off the defence of respondent, her father.
2. Respondent has not filed objection.
3. Heard both sides.
4. MC 130/2024 is filed by the minor petitioner through her grandmother inter alia for protection and maintenance order. As per Order in CMP 2809/2024 dated 15.10.2024, respondent is directed to pay a monthly maintenance of Rs.3,000/- to the minor petitioner from the date of the order.
5. The case of petitioner is that respondent being an AC mechanic and Electrician earning Rs.60,000/- per month has willfully failed to pay the interim maintenance to the tune of

Rs.39,000/-.

6. Respondent has no case that he has no means to pay the maintenance awarded by the court. Nothing is brought forth to show that respondent has paid the interim maintenance allowed by this court. It is pellucid that the respondent has willfully and contumaciously failed to pay maintenance to the minor petitioner. Therefore this is a fit case in which the defence of the respondent should be struck off and I hereby direct the defence of the respondent be struck off accordingly.
7. In the result, the above petition is allowed and respondent's defence is struck off.

Pronounced by me in the Open Court on 11<sup>th</sup> day of March, 2026

Sd/-  
**JUDICIAL MAGISTRATE OF FIRST CLASS -II**

Therefore this is a fit case in which the defence of the respondent should be struck off and I hereby direct the defence of the respondent be struck off accordingly.

In the result, I.A. is allowed and respondent's defence is struck off.

(Dictated to the Confidential Assistant, transcribed and typed by her, corrected and pronounced by me in the open Court on this the 15<sup>th</sup> day of December, 2023.)

Vidyadharan . V. S  
JUDGE.