

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE,  
CHALAKUDY**

**Present: Smt.Savitha V.S, Judicial First Class Magistrate, Chalakudy**

**Dated this the 30<sup>th</sup> day of May 2026**

**M.C.110 OF 2023**

Petitioner s : Lissy Sebastian, Aged 55 Yrs, W/o. Sebastian,  
Chirakkaparambil House, Sanjo Nagar Desam,  
Muringur Thekkumuri Village, Kinfra P.O.,  
Chalakkudy.

By Adv.Sri. T.G. Ullaskumar.

Respondents : Sebastian, Aged 59 Yrs, Chirakkaparambil House,  
Sanjo Nagar Desam, Muringur Thekkumuri Village,  
Kinfra P.O., Chalakkudy.

Section of Law : U/s. 12 of the Protection of Women from  
Domestic Violence Act, 2005.

**ORDER**

This petition is filed under Section 12 of the Protection of Women from Domestic Violence Act 2005.

2. Petitioner and Respondent are husband and wife. Their marriage was solemnized on 29.12.1991 at Kadukutti Infant Jesus Church in accordance with the Christian religious rites. They have two adult children . At the time of marriage, 20 sovereigns of gold ornaments were given to petitioner as marriage gift. Moreover, three cents of property was given to the petitioner by her mother. Due to the demand of respondent, three cents of property was sold and the sale proceeds were entrusted with the respondent. Respondent is a drunkard and when petitioner asked about the money

received from the sale of the property, respondent intimidated the petitioner. Thereafter, respondent demanded the gold ornaments received by the petitioner at the time of marriage. Petitioner did not give the gold ornaments. Therefore, respondent got angry with the petitioner and after consuming alcohol, made altercation. Respondent mentally harassed the petitioner by saying that he will abandon her. Due to the continuous demand of the respondent, twenty sovereigns of gold ornaments of petitioner were sold out. Using that sale proceeds, respondent tried to purchase property in his own name. Respondent is a heavy vehicle mechanic and he is receiving enough money from his job. The petitioner is a laboratory technician and she is getting only meager income from her job. Respondent is not giving any money for the livelihood of the family. During 2008, respondent went to Muscat for employment as a mechanic. Rs. 50,000 was given to respondent by the petitioner for the visa and ticket. Respondent worked abroad for 4 ½ years, but he did not give any money to the petitioner. He was admitted in the Cochin Cooperative Hospital for de-addiction treatment. The hospital bills were afforded by the petitioner. Respondent always expressed a doubt on the petitioner and mentally ill-treated petitioner by saying that she has illicit relationship with other persons, and he also physically assaulted her. Once, respondent tried to kill the petitioner. Petitioner paid Rs. 5,50,000 for the payment of a loan taken by the petitioner. Respondent never paid any single amount to repay the loan amount. Earlier respondent and petitioner lived in a rented house. A small house was gifted to them by the Shallow Trust during 2007 and it was renovated by the petitioner. Petitioner has given 50 sovereigns of gold ornaments to

the elder daughter, Kripa, at the time of her marriage. Respondent failed to give any money for the education or marriage purpose of her elder daughter. Respondent never paid any money for the educational or marriage purpose of the children. Respondent used to utter obscene words at petitioner. She had given a complaint before the police and police warned the respondent. On 20.03.2023, accused criminally intimidated the petitioner and due to fear, petitioner sought shelter in her mother's home. On 21.03.2023, respondent peeped into the house of the neighbours and a crime was registered due to that incident. On 20.03.2023, accused criminally intimidated the petitioner and due to fear, petitioner sought shelter in her mother's home. Respondent is a drunkard and treatments were given to him at various occasions. But he spent all the money for his own use and never look after the petitioner and children. Hence petitioner filed this petition seeking protection order and order of compensation.

3. The case was posted for ex-parte evidence. Petitioner filed a proof affidavit in lieu of the chief examination. She was examined as PW1.Ext.P1 and P2 were marked. Her case is proved by her oral and documentary evidence. Respondent has not filed any objection. Since the respondent has not filed any objection, based on the unchallenged evidence of PW1, the case of PW1 stands proved. Hence, MC is allowed.

1. The respondent is hereby restrained from committing any act of physical violence or causing any mental harassment to the petitioner.

2. Serve copy of this order to Station House Officer , Koratty for compliance.

(Pronounced by me in the open court on this the 30<sup>th</sup> day of May , 2026)

Sd/-

**Judicial Magistrate First Class,  
Chalakydy.**

**APPENDIX**

Witness examined on side of petitioner:

PW1: Lissy Sebastian

Exhibits marked on the side of petitioner

P1. FIR in crime 420/2023 of Koratty police station

P2. Treatment summary of PW1 ST.James Hospital Chalakydy

Sd/-

**Judicial Magistrate First Class,  
Chalakydy.**

**//true copy//**

**Judicial Magistrate First Class,  
Chalakydy.**