

IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE, KUNNAMKULAM.

Present: Sri. Jayanthan L., Judicial I Class Magistrate.

Monday, the 2nd day of March, 2026.

CMP 1/2026 (M.C. 64 / 2024)

Petitioner : Salini, 40 years, W/o.Jithendran, Tharayil House,
Chemmanoor Anaickal, Kunnamkulam, Thrissur District.
[Kunnamkulam Police Station Limit]
By Adv. Sri.Manoj P.S. Kunnamkulam.

Respondent : Jithendran, 50 years, S/o.Gopinathan, Tharayil House,
Chemmanoor, Kunnamkulam, Pin 680 517.
By Advs.Sri. Arun Kumar Kaimal and Sri.Shani K.Krishnan
[Kunnamkulam Police Station Limit]

ORDER

This is an application filed under section 23 of Protection of Women from Domestic Violence Act, 2005 for obtaining interim maintenance towards the children of the petitioner @ 15,000/- per each child monthly. The petitioner states that the interim maintenance is highly necessary for education, treatment, clothing etc., of the petitioner's two children. It is alleged that the respondent is not maintaining the children in spite of having sufficient means for providing the maintenance.

3. The respondent filed counter objecting the maintenance stating that the petitioner has not behaved well with the respondent and his parents. She had committed criminal intimidation. It is also submitted that education expenses of the minor children are carried out by the respondent. Further the respondent is having a case that electricity bill, cable connection charges and internet payment are paid by the respondent. It is submitted that, the petitioner is having a monthly income of Rs.25,000/-. There is no sufficient cause for filing this application. Hence, he prayed to dismiss the application.

3. Heard and perused the records.

4. The relationship between the parties is not disputed. The respondent admits that he is having sufficient means by contending that he is paying for educational expenses for the children and is paying other various fees. Hence the respondent cannot contend that he is not having sufficient means. The petitioner is only seeking maintenance for the children. The respondent is not having a case that he is having some bodily infirmities which renders him unable to work. On detailed appreciation of evidence, cannot be done at this stage. However, in view of the above discussion a prima facie case has been made out in favour of the petitioner. Hence, the petition is liable to be allowed.

5. In the result, the petition is allowed as follows :-

The respondent is directed to pay an amount of Rs.15,000/- to each of the children per month.

(Dictated to the Confidential Assistant, transcribed by him corrected and pronounced by me in open court on this the 2nd day of March, 2026)

sd/-
Judicial First Class Magistrate,
Kunnamkulam.

//True copy//

Judicial First Class Magistrate,
Kunnamkulam.