

**IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS-II,
ATTINGAL**

Present : **Smt.Sabah Usman,**
Judicial Magistrate of first Class-II

Dated this the **05th day of JKune 2026.**

M.C. No.46/2023

Petitioners	:	Ajmi.N, Aged 32, D/o. Shyla, Kizhakkathil Valiyavila Veedu, Thalachira, Vettikkavala, Kollam. (By.Adv. Sri. Rijusha)
Respondent	:	1. Riyas, Aged 36, S/o. Abdul Rasheed, Plavila Veedu, Madavoor, Pallickal Village, Thiruvananthapuram. 2. Laila Beevi, W/o. Abdul Rasheed, Plavila Veedu, Madavoor, Pallickal Village, Thiruvananthapuram.

This petition having been heard on today the court on the same day passed the following:-

ORDER

This is an application filed by the petitioner under Section 12 of The Protection of Women from Domestic Violence Act, 2005.

2. The brief facts of the petition is as follows. The first respondent is the husband and the second respondent is the mother-in-law of the petitioner. The marriage between the petitioner and the first respondent was solemnized on 01.01.2020 at the residence of the petitioner in presence of relatives. At the time of marriage, the petitioner was gifted 30 sovereigns of gold and ₹ 2,00,000/- from her family. The marriage was conducted by making the parents of the petitioner believe that the first respondent is included in PSC list and he will get a government job very soon which turned out to be false. Since the very inception of marriage, the respondents ill-treated the petitioner in the name of dowry. As per the demand of the respondents, the parents of the petitioner transferred 40 cents of property in the name of the petitioner. The respondents harassed the petitioner, pointing that the property was not transferred in the name of first respondent also. The gold ornaments of the petitioner was utilized for the purpose of paying the debts of the respondents

and also for renovating the house in connection with the marriage of the brother of the first respondent. The petitioner and the first respondent got a job at a car showroom but the petitioner was forced to leave the job as the first respondent alleged illicit relationship with her colleagues. On 01.02.2023, when the petitioner came back from job, the respondents mentally and physically tortured her and she sustained injury. She was also evicted from the house following the same. After that the first respondent threatened the petitioner that he is having the private photos of the petitioner and the same shall be published in social media platforms.

12 pt

3. Though notice was issued to respondents No. 1 and 2 and they entered appearance, they failed to appear before court and filed objection in the case. There was no representation for the respondents and hence they were set ex parte on 30.6.2025. From the side of the petitioner, petitioner was examined and she filed chief affidavit reiterating the averments in the petition. Exhibit P1 was marked.

4. The points that arose for consideration are as follows.

1. Whether petitioner is entitled for a protection order as prayed for ?
2. Whether petitioner is entitled for a maintenance order as prayed for ?
3. Order ?

6. **Points No. 1 & 2:-** These points are considered together for the sake of convenience. In the chief affidavit, she reiterated the averments in the petition. Exhibit P1 is the copy of the marriage certificate. The unchallenged oral testimony of the petitioner in the form of chief affidavit is sufficient to prove that the respondents subjected her to domestic violence. Hence the petitioner is entitled for a protection order as prayed for. In the Chief Affidavit, the petitioner stated that she needs ₹ 10,000/- per month as maintenance from the respondent. There are no issues born out of the wedlock. Asset and liability

affidavit of the petitioner or respondent is not produced before court. Since the petitioner is a working woman having income, I am not inclined to allow the prayer of maintenance sought in favour of the petitioner. Thus, a petition is partly allowed as follows:

1. The respondents shall not commit any act of domestic violence against the petitioner at any place through any means including her workplace.

2. The respondents shall not contact the petitioner directly or over phone and shall not make any threat or inducement to her.

Pronounced by me in Open Court this the **05th day of May 2026.**

(Sd/-)
Judicial I Class Magistrate-II,
Attingal.

APPENDIX

Witness for complainant:

PW1..Ajmi

Exhibits for complainant:

P1..Copy of marriage certificate

Judicial I Class Magistrate-II,
Attingal.