

**In the Court of Chief Judicial Magistrate, Mayiladuthurai.**

**Tmt. S. Tamilselvi, B.A., L.L.M., Dip. In (J.J & J.P)**

**Chief Judicial Magistrate.**

**Mayiladuthurai.**

**Tuesday, the 10th day of March 2026.**

**MC. No.27/2025**

1. Sangeetha

2. Minor Dharshini

(Represented by her mother

Sangeetha as a guardian)

3. Minor Dharshan

(Represented by her mother

Sangeetha as a guardian)

4. Minor Manikandan

(Represented by her mother

Sangeetha as a guardian)

--- Petitioners.

- Vs -

Kannan

--- Respondent.

This case was taken on file 15.09.2025 in this court and coming on for final hearing on this the 13.02.2026 in the presence of Mr. Aathur R. Sekar, Advocate, appearing for the Petitioners and on perusal of available material records and upon hearing the petitioner side and having stood over for consideration till this day, this court delivers the following:

**ORDER**

This petition has been filed U/s 144 of BNSS 2023 seeking maintenance against the Respondent.

**1. The brief averments made in the petition are as follows;**

The Petitioner in the petition stated that the Petitioner and the Respondent were married on 12.03.2009 at the Groom House with the consent of the parents. During the marriage, the petitioner was given a 2 Pown for the Petitioner, 2 Pown for the Respondent, furniture worth Rs.50,000/-. The Respondent worked in Driver at Ooty. The Respondent came home drunk every day and abused the petitioner with filthy language. The Respondent was abusing the Petitioner parents and family. The petitioner has tolerated the atrocities committed by the respondent. A baby girl named Darshini was born to the petitioner and the respondent on 07.09.2009 at the Sirkazhi Government Hospital. The relatives reached a compromise and the petitioner lived with the respondent in the petitioner parents house. A baby girl named Darshin was born to the petitioner and the respondent on 31.12.2010 at the Sirkazhi Government Hospital. The petitioner went to Ooty with the respondent. A baby boy named Manikandan was born at the Ooty Government Hospital on 07.03.2013. The petitioner filed a complaint at the Ratnapura Police Station in Coimbatore regarding the respondent relationship with a woman named Nithyadevi. The petitioner salary list is in the possession of the respondent. The respondent is a driver and earns Rs.50,000/- per month. The respondent owns a 2 storey house and 2 acres of land. The respondent is obligated to provide maintenance to the petitioner. The Petition has been filed claiming maintenance from the Respondent for a sum of Rs.20,000/- for 1<sup>st</sup> Petitioner and for a sum of Rs.30,000/- for 2<sup>nd</sup> to 4<sup>th</sup> Petitioners and litigation expenses.

2. On the side of the Petitioners PW1 Sangeetha examined and Ex.P.1 and Ex.P.6 were Marked. Respondent called absent and set exparte.

3. The point for determination in this case is whether the Petitioner is entitled to receive the maintenance as claimed in the petition from the Respondent or not ?

4. The Petition has been filed claiming maintenance from the Respondent for a sum of Rs.20,000/- for 1<sup>st</sup> Petitioner and for a sum of Rs.30,000/- for 2<sup>nd</sup> to 4<sup>th</sup> Petitioners and litigation expenses for 1<sup>st</sup> Petitioner. Respondent called absent and set exparte. On the side of the Petitioners, PW1 Sangeetha examined and Ex.P.1 to Ex.P.6 were marked. To prove the marriage between the Petitioner and Respondent, Ex.P.1 Marriage Invitation filed. To prove the income of the Respondent, no documents filed before this court.

5. The Petitioners in the petition stated that she was unable to maintain herself and further stated that Respondent earning Rs.50,000/- per month in the Driver. The Respondent not appeared before this court and not denied the averments and allegations in the petition. Hence considering the living condition of the Petitioner and found that the Respondent failed to maintain the Petitioner and hence this court is inclined to order maintenance for the each Petitioners for a sum of Rs.5,000/- Per month.

6. In the result, this petition is partly allowed and the Respondent is directed to pay a sum of Rs.5,000/- per month to the each Petitioners within 5<sup>th</sup> of every English calendar month and also directed to pay the maintenance from the date of filing of the petition. No Costs.

Dictated to Steno - Typist directly and typed by her and corrected by me and delivered in the open Court on this the 10th day of March 2026.

Chief Judicial Magistrate,  
Mayiladuthurai.

**Petitioner Side witnesses** :-

PW.1 : 13.02.2026 Sangeetha

**Petitioner Side Exhibits** :-

Ex.P1 : 12.03.2009 Marriage Invitation.  
Ex.P2 : --- Copy of the Petitioner Aadhar Card Xerox.  
Ex.P3 : 09.09.2009 Copy of the 2<sup>nd</sup> Petitioner Birth Certificate Xerox.  
Ex.P4 : 05.01.2011 Copy of the 3<sup>rd</sup> Petitioner Birth Certificate Xerox.  
Ex.P5 : 11.03.2013 Copy of the 4<sup>th</sup> Petitioner Birth Certificate Xerox.  
Ex.P6 : 31.08.2024 Complaint.

**Respondents side witnesses** :- NIL.

**Respondents side Exhibits** :- NIL.

Chief Judicial Magistrate,  
Mayiladuthurai.