



**IN THE HIGH COURT OF ANDHRA
PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3396]

FRIDAY, THE THIRTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

**THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI
PRATAPA**

I.A.NO.1 OF 2026

IN/AND

CRIMINAL REVISION CASE NO: 158/2026

Between:

1. MOHAMMAD JAVEED AHMED, S/O RAMATHULIA
MUSLIM, AGED ABOUT 45 YEARS, OCC PRIVATE
EMPLOYEE, R/O D.NO. 96/35, PALAYAM PILLAI NAGAR,
AYANAVARAM, CHENNAI.

...PETITIONER

AND

1. SHAIK GOUSIYA PARVEEN, W/O MOHAMMAD JAVEED
AHMED, AGED ABOUT 39 YEARS, OCC HOUSEWIFE, R/O
D.NO. 2/90-3, MARUTHI NAGAR, KADAPA.

2. MOHAMMAD SADIQA, D/O MOHAMMAD JAVEED
AHMED, AGED ABOUT 13 YEARS, OCC STUDENT, R/O
D.NO. 2/90-3, MARUTHI NAGAR, KADAPA.

3. MOHAMMAD SHAYAAN AHMED, S/O MOHAMMAD
JAVEED AHMED, AGED ABOUT 10 YEARS, OCC
STUDENT, R/O D.NO. 2/90-3, MARUTHI NAGAR,

KADAPA.

4. MOHAMMAD SOHAIL AHMED, S/O MOHAMMAD JAVEED AHMED, AGED ABOUT 10 YEARS, OCC STUDENT, R/O D.NO. 2/90-3, MARUTHI NAGAR, KADAPA. (THE RESPONDENTS NO. 2-4 BEING MINORS ARE IN THE CARE AND CUSTODY OF THE RESPONDENT)

5. THE STATE OF ANDHRA PRADESH, REPRESENTED BY THE PUBLIC PROSECUTOR HIGH COURT OF ANDHRA PRADESH

...RESPONDENT(S):

Revision filed under Section 397/401 of CrPC praying that in the circumstances stated in the affidavit filed in support of the Criminal Revision Case, the High Court may be pleased to be pleased to set aside orders in CRLMP No. 187 of 2024 in MC No. 82 of 2023, dated 10.10.2025, passed by the Hon'ble Family Court-Cum-VI Additional District Judge: Kadapa and pass

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to be pleased to condone the delay of 28 days in filing the present revision petition and pass

IA NO: 2 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to be pleased to dispense with filing of the certified copy of orders in CRLMP No. 187 of 2024 in MC No. 82 of 2023, dated 10.10.2025, passed by the Hon'ble Family Court-Cum-VI / Additional District Judge: Kadapa and pass

IA NO: 3 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in MC No. 82 of 2023 on the file of the Hon'ble Family Court-Cum-VI Additional District Judge: Kadapa and pass

Counsel for the Petitioner:

1.AVANIJA INUGANTI

Counsel for the Respondent(S):

1.PUBLIC PROSECUTOR

2.

The Court made the following:

JUDGMENT

This Criminal Revision Case has been filed challenging the order dated 10.10.2025 passed by the learned Family Court-cum-VI Additional District Judge, Kadapa, in CrI.M.P.No.187 of 2024 in M.C.No.82 of 2023.

2. I.A.No.1 of 2026 has been filed by the petitioner seeking to condone the delay of 28 days in filing the present revision.

3. Heard Sri Mohd Nazeeruddin Khan, learned counsel for the petitioner and Sri K.Sandeep, learned Additional Public Prosecutor for the State.

4. The petitioner herein and respondent No.1 are husband and wife. Respondent Nos.2 to 4 are their children. Respondent Nos.1 to 4 filed M.C.No.82 of 2023 seeking maintenance under Section 125 of Cr.P.C, wherein a petition was filed in CrI.M.P.No.187 of 2024 seeking interim maintenance of Rs.20,000/- per month, whereby the learned Trial Judge while allowing the said petition granted Rs.5,000/- each per month to respondent Nos.1 to 4 herein towards interim maintenance. Aggrieved by the said order, the petitioner herein filed the present Criminal revision.

5. Learned counsel for the Petitioner would submit that the maintenance granted by the learned trial Judge is not sustainable. It is submitted that the respondent No.1 wilfully chose to remain *ex-parte* in restitution of conjugal rights filed by the petitioner vide O.S.No.184 of 2023. He would further submit that respondent No.1 deserted the petitioner and filed the present maintenance case only to get financial benefits from the petitioner. He would submit that Respondent No.1 is an educated lady and very much capable to earn her livelihood. The petitioner herein submits that he is ready to bear the food and educational expenses of the children independently.

6. Learned Assistant Public Prosecutor opposed the revision and would submit that Court that the order passed by the learned trial Court is well reasoned one and does not brook any interference of this Court. She finally prays to dismiss the revision.

7. Considering the submissions made and as can be seen from the record, an amount of Rs.5,000/- each to Respondent Nos.1 to 4 was granted as interim maintenance *vide* order dated 10.10.2025 by the learned trial Judge in M.C.No.82 of 2023. The record further shows that the petitioner is drawing salary of

Rs.94,467/- per month, the interim maintenance granted by the learned trial Court totaling Rs.20,000/- per month to respondent Nos.1 to 4. In view of the same, this Court is of the opinion that the petitioner could not establish any illegality in the impugned order. Viewed from any angle, the impugned order does not warrant any interference of this Court in Revision.

8. In such circumstances, this Court is of the view that there are no tenable grounds to interfere with the said order. This Court does not find any sufficient cause to condone the delay of 28 days in filing the revision case.

9. Accordingly, I.A.No.1 of 2026 is dismissed. Consequently, the Criminal Revision Case is also dismissed.

10. However, the learned Trial Judge is directed to dispose of the matter as expeditiously as possible, without granting any adjournment by mere asking and report the progress to the Registrar (Judicial) by 31.03.2026.

As a sequel thereto, miscellaneous petitions pending, if any, shall stand closed.

Dr.JUSTICE VENKATA JYOTHIRMAI PRATAPA

Date:22.01.2026
LSP