

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**TUESDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL REVISION CASE NO: 763 OF 2024

Criminal Revision Case filed under Section 397 and 401 of the Code of criminal Procedure against the Judgment dated 08.05.2024 made in M.C. No. 14 of 2024 on the file of the Court of the I Additional Family Court, Kalpatharu, Puranihaveli, Hyderabad.

Between:

1. P Shireesha, D/o P Srinu, Aged about 27 years, Occ. House Wife, Presently R/o. Plot No.16, Road No.13, Nava Nirman Nagar, Film Nagar, Jubilee Hills, Telangana-500033. Ph. No. 7680057373

...Petitioner No. 1

2. Advika, D/o A Sathish Aged about 5 years (Minor), Presently R/o. Plot No.16, Road No.13, Nava Nirman Nagar, Film Nagar, Jubilee Hills, Telangana-500033. Represented by Baby s Mother, Natural Guardian (Petitioner No.1) (Petitioner No.2, Not a necessary party to proceeding)

...Petitioner No. 2

AND

1. The State of Telangana, Represented by the Public Prosecutor, High Court for the State of Telangana, Hyderabad, Telangana State.

...Respondent No. 1

2. A Sathish, S/o A Pentanna, Aged about. 30years, Occ. Real estate Business, R/o. H.No. 10-61/Rai Goadda, Wanaparthy Municipality, Wanaparthy, Mahabubnagar, Telangana -509103, Aadhar. 2151 1903 4425, Ph.No. 8247816585.

...Respondent No. 2

Counsel for the Petitioners : Sri. Nooty Vasishta Venkateswarlu

**Counsel for the Respondent No. 1 : Sri D. Arun Kumar Additional
Public Prosecutor**

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE K. SUJANA

CRIMINAL REVISION CASE No.763 OF 2024

ORDER :

This criminal revision case is filed by the petitioners aggrieved by the order dated 08.05.2024 in M.C No.14 of 2024 on the file of I-Additional Family Court Kalpatharu, Puranihaveli, Hyderabad wherein the Family Court awarded Rs.10,000/- per month each as maintenance to the petitioners therein from the date of order.

2. Heard Sri Nooty Vasishtha Venkateswarlu, learned counsel for the petitioners.

3. The contention of learned counsel for the petitioners is that M.C.No.14 of 2024 is filed by the petitioners herein who are wife and daughter of respondent No.2 claiming maintenance of Rs.40,000/- towards shelter, food, cloth, medicines etc. The respondent therein who is the husband remained exparte, as such, instead of taking adverse inference against him, the Family Court awarded only Rs.20,000/- which is not sufficient to maintain petitioner No.1 and her child. He further submitted that the order of Family Court is from the date of order but not from the date of petition. As per the judgment of Hon'ble Supreme Court in **Rajnish v. Neha**¹ maintenance has to be

¹ AIR 2021 SUPREME COURT 569

awarded from the date of petition. As such, requested this Court to enhance the maintenance from Rs.20,000/- to Rs.40,000/- per month from the date of filing of petition instead of date of order.

4. Though several opportunities are given to respondent No.2, none appeared on his behalf to substantiate his contention.

5. Considering the submissions made by the learned counsel for petitioners and in view of the judgment in **Rajneesh Vs Neha**, the order dated 08.05.2024 in M.C.No.14 of 2024 on the file of I-Additional Family Court, Kalpatharu, Puranihaveli, Hyderabad is modified to the extent of granting maintenance amount of Rs.10,000/- each to Rs.15,000/- each to the petitioners from the date of filing of petition.

6. With the above modification, the Criminal Revision Case is disposed of.

Miscellaneous petitions, if any, pending shall stand closed.

//TRUE COPY//

SD/- T.VIJAY KUMAR
DEPUTY REGISTRAR

6
SECTION OFFICER

To,

1. The I Additional Family Court, Kalpatharu, Puranihaveli, Hyderabad.
2. Two CCs to the Public Prosecutor, State of Telangana, High Court Buildings, at Hyderabad (OUT)
3. One CC to Sri. Nooty Vasishta Venkateswarlu, Advocate [OPUC]
4. Two CD Copies

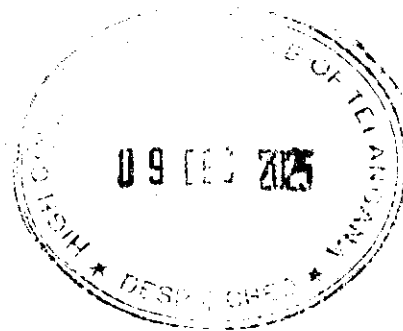
DL/PSL

HIGH COURT

DATED:11/11/2025

ORDER

CRLRC.No.763 of 2024



CRIMINAL REVISION CASE IS DISPOSED OF

7/MT
4/12/25