

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

**TUESDAY, THE THIRTEENTH DAY OF AUGUST,
TWO THOUSAND AND TWENTY FOUR**

:PRESENT:

THE HONOURABLE SMT JUSTICE MOUSHUMI BHATTACHARYA

AND

THE HONOURABLE SMT JUSTICE M.G.PRIYADARSINI

IA. NO. 2 OF 2024

IN

CRIMINAL REVISION CASE NO: 239 OF 2024

Between:

Sri Bommi Narasimha Sankeerth Reddy, S/o. Late Sri Ramana Reddy;

Petitioner

AND

1. Neelima Vanguru, W/o. Sri Bommi Narasimha Sankeerth Reddy, Aged 37 about years, Occ Pvt. Service, R/o. Flat No. 1606, C-Block, Ramky Towers, Gachibowli, Hyderabad, Telangana, India
2. Bommi Aarush Reddy, Son of Bommi Narasimha Sankeerth Reddy, Aged about 11 years, Occupation Student
3. Bommi Amaira Reddy, Daughter of Bommi Narasimha Sankeerth Reddy, Aged about 8 years, Occupation Student
(All presently residing at Flat No. B1004, 10th Floor, B Block, Trendset Jayabheri Elevate, Kothaguda, Kondapur, Madhapur, Hyderabad, Telangana State.
(Petitioners No.2 and 3 are minors and represented by Respondent No. 1 being the mother and guardian.)
4. The State of Telangana, Rep. by it's Public Prosecutor, High Court at Hyderabad

Respondents

Petition filed under Section 5 of Limitation Act, praying that in the circumstance stated in the affidavit filed herein the High Court may be pleased to condone the delay of 28 days in filing CRLRC. No. 239 of 2024 on the file of High Court;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and order of the High Court dated 07.08.2024 made in Crl.RC. No. 239 of 2024 and upon hearing the arguments of Sri J Prabhakar, learned Senior Counsel representing Ms V Preeti Reddy, Advocate for the Petitioner and Sri Dharmesh D.K. Jaiswal, Advocate for the respondent No. 1 to 3, the Court made the following;

ORDER

The petitioner in CrI.R.C. No. 239 of 2024 has filed an improved affidavit pursuant to our direction dated 07.08.2024.

The question is whether the petitioner's delay of 28 days in filing the Criminal Revision Case can be condoned?

After hearing learned Senior Counsel appearing for the petitioner as well as learned counsel appearing for the respondent and perusing the submissions made in the additional affidavit, we are of the view that the delay should be condoned.

However, considering the fact that the petitioner admits to the knowledge of the impugned order with regard to the quantum of maintenance from November 2023 onwards and filed the Criminal Revision Case only on 07.12.2023 which also may have been as a counter-blast to the respondent's Criminal Revision Case No. 691 of 2023, which was filed on 31.10.2023, we deem it fit to condone the delay of 28 days in filing the Appeal subject to the petitioner paying costs of Rs. 30,000/- to the respondent/wife within 7 days from date.

I.A. No. 2 is accordingly allowed.

**Sd/-P.PADMANABHA REDDY
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. Neelima Vanguru, W/o. Bommi Narasimha Sankeerth Reddy, Aged 37 about years, Occ Pvt. Service, R/o. Flat No. 1606, C-Block, Ramky Towers, Gachibowli, Hyderabad, Telangana, India. (by RPAD)
2. One CC to Ms V PREETI REDDY, Advocate [OPUC]
3. One CC to SRI. DHARMESH D.K.JAISWAL, Advocate [OPUC]
4. Two CC to Public Prosecutor, High Court at Hyderabad (OUT)
5. Two spare copies

HIGH COURT

**MBJ
&
MGPJ**

DATED:13/08/2024



LIST ON 20.08.2024

ORDER

**IA. NO. 2 OF 2024
IN
CRLRC.No.239 of 2024**

APPLICATION ALLOWED