



C.R.P.(MD)Nos.2600 of 2024 & 739 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.07.2025

CORAM

THE HON'BLE MR. JUSTICE M.DHANDAPANI

C.R.P.(MD)Nos.2600 of 2024 & 739 of 2025

and

C.M.P.(MD)Nos.14997 of 2024 & 3916 of 2025

C.R.P.(MD)No.2600 of 2024:

Selvam

...Petitioner

Vs.

Anbumeena

...Respondent

PRAYER: Civil Revision Petition is filed under Article 227 of Constitution of India, praying to set aside the Ex-order and fair order dated 30.09.2024 made in I.A.No.1 of 2023 in HMOP.No.128 of 2022, on the file of Sub Court, Sattur and allow the above Civil Revision Petition.

For Petitioner : Mr.B.Arun

For Respondent : Mr.S.Balaji



C.R.P.(MD)Nos.2600 of 2024 & 739 of 2025

C.R.P.(MD)No.739 of 2025:

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Anbumeena

...Petitioner

Vs.

Selvam

...Respondent

PRAYER: Civil Revision Petition is filed under Article 227 of Constitution of India, praying to call for the records in I.A.No.1 of 2023 in HMOP.No.128 of 2022, dated 30.09.2024, on the file of Sub Court, Sattur, Virudhunagar District and set aside the same, allow the Civil Revision Petition.

For Petitioner : Mr.S.Balaji

For Respondent : Mr.B.Arun

COMMON ORDER

These petition have been filed seeking to set aside the order dated 30.09.2024 made in I.A.No.1 of 2023 in HMOP.No.128 of 2022, on the file of Sub Court, Sattur.

2.The parties shall be referred to as per their rank in C.R.P.(MD)No.2600 of 2024, for the sake of convenience.



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3.Learned Counsel for the petitioner would submit that the petitioner is the husband and the respondent is the wife. The marriage between them was solemnized on 12.09.2021 as per Hindu religious and customary rites. Thereafter, there was a matrimonial dispute. Thereby, the petitioner husband filed a divorce petition in H.M.O.P.No.269 of 2022. The respondent / wife filed restitution of conjugal rights in H.M.O.P.No.128 of 2022, in which the respondent / wife also filed I.A.No.1 of 2023 under Section 24 of the Hindu Marriage Act, 1955, claiming interim maintenance and the trial Court ordered Rs.20,000/- as interim maintenance and a further sum of Rs.10,000/- towards litigation expenses. Challenging the same, the present Civil Revision Petition in C.R.P.(MD)No.2600 of 2024 has has been filed. For enhancement of the maintenance amount, the respondent / wife also has filed C.R.P.(MD)No.739 of 2025.

4.Since the issues in these Civil Revision Petitions are one and the same, these two Civil Revision Petitions are taken up together and are being disposed of by this common order.



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5.Learned Counsel for the petitioner would submit that though the petitioner is employed as Branch Manager in a private company and earning Rs.1.5 Lakhs, however, the respondent admittedly suppressed her employment and projected as if she is unemployed, whereas documents are available to substantiate that she is employed as Assistant Professor and she is capable of maintaining herself. However, the same was suppressed before the trial Court. Further, though the petitioner receives Rs.1.5 Lakhs as monthly salary his take-home salary is only Rs.23,000/- in which directing Rs.20,000/- is excessive. Accordingly, he prays for appropriate orders.

6.Per contra, learned Counsel for the respondent would submit that admittedly, the respondent joined as the Assistant Professor, however, subsequently, she discontinued her job, thereby the amount awarded by the trial Court ie., Rs.20,000/- is not sufficient for maintaining herself. Accordingly, the respondent prays for enhancement of the maintenance amount.

7.Heard the learned Counsel on either side.



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8.The facts in the present cases are not in dispute and the relationship between the petitioner and the respondent are also not in dispute. Admittedly, the petitioner / husband filed a divorce petition H.M.O.P.No.269 of 2022, on the file of the Family Court, Thoothukudi and subsequently, the said HMOP was transferred to Sub Court, Sattur and renumbered as H.M.O.P.No.57 of 2023. The respondent / wife filed restitution of conjugal rights petition in H.M.O.P.No.128 of 2022, in which the respondent / wife also filed I.A.No.1 of 2023 under Section 24 of the Hindu Marriage Act, 1955, claiming interim maintenance of Rs.75,000/-, however, the trial Court ordered Rs.20,000/- as interim maintenance and a further sum of Rs.10,000/- towards litigation expenses.

9.The petitioner / husband claims that the respondent / wife is employed as Assistant Professor and the same was suppressed before the trial Court. However, even assuming that she is employed in a private management, salary was not established before the trial Court. In view of the above, it appears that as on date, the petitioner is irregularly paying the interim maintenance. However, considering the facts and circumstances of the case, this Court reduces the maintenance amount to Rs.15,000/-. The petitioner is directed to pay Rs.15,000/- as monthly maintenance from 07.07.2025 onwards and the trial Court is directed to dispose of



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both H.M.O.P.Nos.57 of 2023 and 128 of 2022, within a period of six [6] weeks from the date of receipt of a copy of this order.

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10.Accordingly, C.R.P.(MD)No.2600 of 2024 stands disposed of and C.R.P.(MD)No.739 of 2025 stands dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

08.07.2025

Internet: Yes/No

Index: Yes/No

MR



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To

- 1.The Sub Court,
Sattur.
- 2.The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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M.DHANDAPANI, J.

MR

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