



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 2ND DAY OF FEBRUARY, 2026
BEFORE
THE HON'BLE MR. JUSTICE HANCHATE SANJEEVKUMAR
REVISION PETITION FAMILY COURT NO.100006 OF 2026

BETWEEN:

SHRI MANJUNATH KALWAD
S/O. LATE MAHADEV,
AGE: 39 YEARS,
OCC: COOLIE,
R/O. NAVALUR AGASI,
HOSAYALLAPUR, DHARWAD,
TQ. & DIST. DHARWAD-580001.

...PETITIONER

(BY SRI PRAKASH S. GUDIHINDIN, ADVOCATE)

AND:

1. SMT. TANUJA URF LATA KALWAD
W/O. MANJUNATH KALWAD,
AGE: 37 YEARS,
OCC: HOUSEHOLD,
R/O. NAVALUR AGASI,
HOSAYALLAPUR, DHARWAD,
TQ. AND DIST. DHARWAD.
2. KUM. SUPRIYA KALWAD,
D/O. MANJUNATH KALWAD,
AGED ABOUT 9 YEARS,
OCC: STUDENT,
R/O. NAVALUR AGASI,
HOSAYALLAPUR,
DHARWAD.





3. KUMAR UDAYRAJ KALWAD,
S/O. MANJUNATH KALWAD,
AGED ABOUT 7 YEARS,
OCC: NIL,
R/O. NAVALUR AGSI,
HOSAYALLAPUR,
DHARWAD, TQ. AND DIST. DHARWAD.
RESPONDENT 1 TO 3 ARE
NOW R/O. KATTIMANI BUILDING,
OPP. AMBABHAVANI TEMPLE,
KATTIMANI CHAL,
JAI BHEEMA NAGAR CIRCLE,
HOSAYALLAPUR, DHARWAD-580001.
(NOTE: RESPONDENTS NO.2 & 3
ARE MINOR REP. BY HIS
NATURAL GUARDIAN MOTHER
AND NEXT FRIEND,
THE RESPONDENT NO.1 HEREIN)

...RESPONDENTS

(NOTICE TO R1 HELD SUFFICIENT)

THIS RPFC IS FILED UNDER SECTION 19(4) OF FAMILY COURTS ACTS, 1984, PRAYING TO CALL FOR THE ENTIRE RECORDS OF THE CASE IN CRL.MISC.NO.314/2022 FROM THE COURT OF THE PRINCIPAL JUDGE, FAMILY COURT, DHARWAD AND SETTING ASIDE THE IMPUGNED EXPARTE ORDER DATED 12.09.2024 PASSED BY THE LEARNED PRINCIPAL JUDGE, FAMILY COURT, DHARWAD IN CRL.MISC.NO.314/2022 AND REDUCING MAINTENANCE IN THE INTEREST OF JUSTICE.

THIS PETITION COMING ON FOR HEARING ON IA, THIS DAY ORDER WAS MADE THEREIN AS UNDER:



ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE HANCHATE SANJEEVKUMAR)

This revision petition is filed under Section 19(4) of the Family Courts Act, 1984, calling in question the order dated 12.09.2024 passed in Crl.Misc.No.314/2022 on the file of Principal Judge Family Court, Dharwad¹, thereby the Family Court allowed the petition filed under Section 125 of the Code of Criminal Procedure, 1973, by the wife and children and granted monthly maintenance of Rs.5,000/- to the wife and Rs.4,000/- each to the children.

2. The only grievance of the revision petitioner/husband is that no opportunity was given to him to contest the case before the Family Court. Therefore, prayed for remand of the matter to the Family Court.

3. Upon considering the order passed by the Family Court, it is observed that notice was issued to the revision petitioner/husband, who was the respondent before the Family Court. However, the revision petitioner/husband did not receive the notice. As the husband/revision petitioner refused to receive

¹ Hereinafter referred to as the 'Family Court'



the notice, the Family Court proceeded ex parte, for which, there is no fault on the part of the Court. Therefore, the matter was inevitably proceeded with ex parte.

4. However, this Court deems fit to give one more opportunity to the revision petitioner/husband to contest the petition, subject to the condition that he shall deposit a sum of Rs.1,00,000/- before the Family Court within a period of three weeks from today.

5. It is submitted that the revision petitioner has already paid Rs.25,000/- to the wife and children. Therefore, he is directed to deposit the remaining amount of Rs.75,000/- before the Family Court within a period of three weeks from today. Upon such deposit, the wife and children are at liberty to receive the said amount.

6. Hence, I proceed to pass the following:

ORDER

- a) The petition is **allowed**;
- b) The order dated 12.09.2024 passed in
Crl.Misc.No.314/2022 on the file of Principal



Judge Family Court, Dharwad, is set aside and the matter is remitted back to the said Family Court, subject to the condition that the revision petitioner deposits a sum of Rs.75,000/- before the Family Court;

- c) The revision petitioner/husband shall appear before the Family Court on 16.02.2026 without expecting any further notice from the Family Court;
- d) The Family Court shall issue notice to the respondents, namely, wife and children, conduct an enquiry, hear the matter afresh, and pass appropriate orders in accordance with law;
- e) No order as to cost.

Sd/-
(HANCHATE SANJEEVKUMAR)
JUDGE