



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL REVISION No. - 7075 of 2025

Ramesh Chandra

.....Revisionist(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Revisionist(s) : Ajay Kumar Upadhyay, Sundaram
Pandey

Counsel for Opposite Party(s) : G.A.

Court No. - 85

HON'BLE MADAN PAL SINGH, J.

1. Heard learned counsel for the revisionist and learned AGA for the State.
2. This criminal revision has been filed by the revisionist with prayer to set aside the impugned judgment and order dated 04.08.2025 passed by the Principal Judge, Family Court, Basti in Maintenance Case No. 144/11 of 2025 (Smt. Mamta Sharma Vs. Ramesh Chandra), under Section 125 Cr.P.C., whereby the revisionist has been directed to pay Rs. 3000/- per month to the opposite party no.2 from the date of filing of the application and Rs. 5000/- per month to the opposite party no. 2 from the date of impugned order as maintenance allowances.
3. Learned counsel for the revisionist submits that the opposite party no. 2 runs a Sewing Centre and earns a sufficient amount to maintain herself. Learned counsel further submits that earlier an application under Section 125 Cr.P.C. was filed by opposite party no. 2 but the trial court rejected the claim of opposite party no. 2. Against the said order, opposite party no. 2 filed a revision before the co-ordinate Bench of this Court and the Court remitted the matter to the trial court for fresh decision. Subsequently, the trial court granted maintenance allowance in favour of opposite party no. 2 without considering the evidence earlier available on record. Learned counsel for the revisionist next submits that in her cross-examination, opposite party no. 2 admitted that she runs a Sewing Centre and earns Rs. 400/- to Rs. 500/- in two to three days. As such, she may maintain herself.
4. Matter requires consideration.
5. Issue notice to the opposite party no.2 returnable at an early date. Steps be taken within one week.

6. Learned counsel for the opposite parties may file their counter affidavit within three weeks. Rejoinder affidavit, if any, may be filed within one week thereafter.

7. Put up on 16.03.2026 as fresh.

8. Till the next date of listing, effect and operation of the impugned order dated 04.08.2025 passed by the Principal Judge, Family Court, Basti in Maintenance Case No. 144/11 of 2025 (Smt. Mamta Sharma Vs. Ramesh Chandra), under Section 125 Cr.P.C.. shall remain stayed provided the revisionist shall continue to pay the monthly maintenance allowances of Rs. 3000/- per month to the opposite party no.2.

9. In case of default by the revisionist, interim protection granted shall automatically stands vacated.

January 27, 2026
Akbar

(Madan Pal Singh,J.)