

**IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT
THE HONOURABLE MR. JUSTICE C.PRATHEEP KUMAR**

Friday, the 6th day of February 2026 / 17th Magha, 1947

CRL.REV.PET NO. 804 OF 2025

**CrI.A 185/2023 OF ADDITIONAL DISTRICT AND SESSIONS COURT, PALA
MC 57/2020 OF JUDICIAL MAGISTRATE OF FIRST CLASS COURT - I, KANJIRAPPALLY
REVISION PETITIONER(S)/1ST APPELLANT /1ST RESPONDANT:**

**AJMAL AGED 36 YEARS, S/O. HUSSAIN, VILANGIL HOUSE, KOOTTICKAL
VILLAGE, YENDAYAR P.O., MUNDAKKAYAM, , PIN-686514.**

**RESPONDENT(S)/RESPONDENTS AND APPELLANTS 2 & 3/ PETITIONERS AND RESPONDENTS 2 &
3:**

- 1. FATHIMA AJMAL, AGED 31 YEARS W/O. AJMAL, MADATHIL HOUSE, THEMBUZHA,
KOOTTICKAL VILLAGE, KOOTTICKAL P.O., MUNDAKKAYAM, , PIN-686514.**
- 2. ABDUL HUQ (MINOR), AGED 8 YEARS S/O. AJMAL, MADATHIL HOUSE,
THEMBUZHA, KOOTTICKAL VILLAGE, KOOTTICKAL P.O., MUNDAKKAYAM,
REPRESENTED BY HIS MOTHER FATHIMA AJMAL/THE 1ST RESPONDENT HEREIN. ,
PIN -686514.**
- 3. HUSSAIN @ HASSAINAR V.M., AGED 62 YEARS S/O. MOIDEENKUTTY, VILANGIL
HOUSE, YENDAYAR P.O., KOOTTICKAL VILLAGE, MUNDAKKAYAM, , PIN
-686514.**
- 4. HAFSATH W/O. HUSSAIN @ HASSAINAR V.M., VILANGIL HOUSE, YENDAYAR
P.O., KOOTTICKAL VILLAGE, MUNDAKKAYAM, , PIN -686514.**

**This Criminal revision petition coming on for orders, upon perusing
the revision petition and upon hearing the arguments of M/s.HOOD T
B, M.ISHA, SHIYON BIJU, Advocates for the revision petitioner and of
M/s.SHAFIK M.A., ZAKHIER HUZZAIN, Advocates for R1, R2, the Court passed
the following:**

C. PRATHEEP KUMAR, J.

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Dated this the 06th day of February, 2026

ORDER

When this matter came up for arguments today, learned Counsel for the revision petitioner submitted that the maintenance ordered by the learned Magistrate to the child/2nd respondent is only Rs.15,000/- and that, the revision petitioner is ready to pay the above Rs.15,000/- ordered by the learned Magistrate to the 2nd respondent, including arrears and to continue to pay the said maintenance till the disposal of this revision petition, as an interim arrangement, subject to the final decision in this revision petition.

2. Since the maintenance ordered by the learned Magistrate to the 2nd respondent is only Rs.15,000/- and it was enhanced to Rs.25,000/- in appeal preferred by the revision petitioner, I hold that, as an interim arrangement, the suggestion made by the learned Counsel for the revision petitioner can be accepted.

3. The learned Counsel for the revision petitioner, after calculating the arrears of maintenance at the rate of

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Rs.15,000/- till date, submitted that the total amount of maintenance will come to Rs.9,30,000/- and out of which, the petitioner has already deposited Rs.4,20,000/- before the learned Magistrate and in addition to the same, a sum of Rs.3,05,000/- was transferred to the account of the 1st respondent. Therefore, according to the Counsel, the balance amount till January, 2026 will come to Rs.2,05,000/-, and he prayed for a period of two months for depositing the balance amount.

4. Learned Counsel for the respondents disputes the above calculation made by the learned Counsel for the revision petitioner.

5. However, considering the entire facts, I hold that the petitioner can be permitted to pay the arrears, as calculated by him, and he is granted two months time from today to pay the balance amount so calculated, viz. Rs.2,05,000/-.

6. There will be a direction to the learned Magistrate to disburse the amount of maintenance deposited by the revision petitioner, to the respondents. The revision petitioner is further directed to continue to pay the interim

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maintenance to the 2nd respondent at the rate of Rs.15,000/- per month, till the disposal of the revision petition.

7. Call for the records.

Post on 08.04.2026.

Sd/-

C. PRATHEEP KUMAR

JUDGE

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