

## IN THE HIGH COURT OF KARNATAKA AT BENGALURU DATED THIS THE 22<sup>ND</sup> DAY OF AUGUST, 2025 BEFORE

## THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE CRIMINAL REVISION PETITION NO. 1254 OF 2025 BETWEEN:

MAHESH, S/O K LAKSHMANA GOWDA, AGED ABOUT 40 YEARS, R/AT DYAPASANDRA VILLAGE, KASABA HOBI, MALUR TALUK, KOLAR DISTRICT - 563130.

...PETITIONER

(BY SRI SREEDHARA G.R., ADVOCATE)

## AND:

- BHARATHI,
   W/O MAHESH,
   AGED ABOUT 35 YEARS,
- 2. PRIYANJALI M,
  D/O MAHESH,
  AGED ABOUT 6 YEARS
  MINOR UNDER THE CARE
  AND CUSTODY OF HER MOTHER
  AS NATURAL GUARDIAN OF P1
  R/O SONNAHALLI VILLAGE
  KASABA HOBLI
  MALUR TLAUK
  KOLAR DISTRICT 563130





3. UTVIKSHA M
D/O MAHESH
AGED ABOUT 2 YEARS
MINOR UNDER THE CARE
AND CUSTODY OF HER MOTHER
AS NATURAL GUARDIAN OF P 1
R/O SONNAHALLI VILLAGE
KASABA HOBLI
MALUR TLAUK
KOLAR DISTRICT 563130
THE RESPONDENT NO.1 TO 3
ARE THE R/O SONNAHALLI VILLAGE,
KASABA HOBLI, MALUR TALUK,
KOLAR DISTRICT - 563130.

...RESPONDENTS

THIS CRL.RP IS FILED U/S 397 R/W 401 CR.PC (FILED U/S 438 R/W 442 BNSS) BY THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO SET ASIDE THE ORDER DATED 24/07/2025 PASSED BY THE II ADDITIONAL CIVIL JUDGE AND JMFC AT MALUR IN CMC NO.240/2025, PENDING ON THE FILE OF II ADDITIONAL CIVIL JUDGE AND JMFC AT MALUR.

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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE



## **ORAL ORDER**

This Criminal Revision Petition is filed assailing the exparte interim maintenance order granted by JMFC, Malur.

- 2. Learned counsel for the petitioner submits that the *exparte* order is passed without any basis and without assigning any reasons. It is submitted that the Trial Court was required to assign reasons.
- 3. It is noticed that next date of appearance before the Trial Court is on 28.08.2025. The petitioner shall appear before the Trial Court and is permitted to move an application for modification of the order. After hearing both sides, the Trial Court shall pass orders and also bear in mind the guidelines laid down by the Hon'ble Apex Court in the case of *Rajnesh vs. Neha and Another*<sup>1</sup>.
- **4.** Accordingly, the Criminal Revision Petition is **disposed of.**

Sd/-(ANANT RAMANATH HEGDE) JUDGE

**GVP** 

List No.: 2 SI No.: 19

<sup>1 (2021) 2</sup> SCC 324