



CRL.OP.(MD)No.13039 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 02.07.2026

CORAM
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

CRL.OP.(MD)No.13039 of 2026
and CRL.MP.(MD)Nos.12798 & 12801 of 2026

Manikandan

... Petitioner

Vs.

1.The State Represented by
The Inspector of Police,
All Women Police Station Town
Tirunelveli City,
Tirunelveli District.
(Crime No.20 of 2025)

2.Kohila

... Respondents

PRAYER:- Criminal Original Petition filed under Section 528 BNSS, to call for the entire records pertaining to case filed in C.C.No.2788 of 2025 on the file of the learned Judicial Magistrate Court-IV, Tirunelveli and quash the same as illegal.

For Petitioner : Mr.P.Ponraj

For R1 : Mr.G.Ganesh Kumar,
Government Advocate(Crl.side)



ORDER

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Present criminal original petition has been filed by the first accused in C.C.No.2788 of 2025 on the file of the learned Judicial Magistrate Court-IV, Tirunelveli seeking to quash the charge sheet wherein the petitioner has been charged for the offence under Sections 498(A), 294(b), 406, 355, 506(1) & 109 IPC.

2.A perusal of charge sheet reveals that the petitioner is said to have abused and attacked his wife.

3.According to the learned counsel for the petitioner, a false case has been foisted as against him and unnecessarily A2 has been roped in.

4.Heard the learned counsel appearing on either side and perused the available materials.

5.The charge sheet clearly reveals specific overt acts attributed to the petitioner. Whether the allegations levelled against the petitioner are true or not is a matter to be decided only during the course of trial. Such disputed questions of fact cannot be adjudicated in a petition seeking



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quashing of the proceedings by conducting a mini trial. However, the

personal appearance of the petitioner before the trial Court is dispensed with unless specifically directed by the Trial Court.

6. There is no merits in this criminal original petition and the same stands dismissed. Consequently, connected miscellaneous petitions are closed.

NCC : Yes/No
Index : Yes/No
Internet: Yes/No
gns

02.07.2026

To

1. The Judicial Magistrate Court-IV,
Tirunelveli.

2. The Inspector of Police,
All Women Police Station Town
Tirunelveli City,
Tirunelveli District.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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R.VIJAYAKUMAR, J.

gns

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