

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

THURSDAY, THE 9TH DAY OF APRIL 2015/19TH CHAITHRA, 1937

Crl.Rev.Pet.No. 461 of 2015

**CMP.NO.4396/2014 IN MC.NO.51/2011 OF JUDICIAL FIRST CLASS MAGISTRATE
COURT-II, KOCHI, DATED 27/02/2015**

PETITIONER(S)/RESPONDENT:

**PRASEELA A.R., AGED 26 YEARS,
D/O.RADHAKRISHNAN, ARAPPATTU HOUSE,
MADAPLATHURUTHU, MOOTHAKUNNAM,
ERNAKULAM DISTRICT.**

BY ADV. SRI.A.N.SANTHOSH

RESPONDENT(S)/PETITIONER & STATE:

- 1. SANOSH K.C, S/O.CHITHAMBARAN,
KUTTATHILPARAMBIL HOUSE,
NEAR OUR LADIES HOSPITAL, PALLURUTHY-682005.**
- 2. STATE OF KERALA,
REPRESENTED BYU THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA-682031.**

R2 BY PUBLIC PROSECUTOR SRI.JIBU P.THOMAS

**THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 09-04-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

Crl.Rev.Pet.No. 461 of 2015

APPENDIX

PETITIONERS' ANNEXURES

- A1: COPY OF THE ORDER IN CMP.3725/11 IN MAC.51/11 DATED 26/9/11 OF THE JUDICIAL FIRST CLASS MAGISTRATE COURT-II, KOCHI**
- A2: COPY OF THE CMP.NO4396/14 FILED THROUGH THE COUNSEL FOR THE R1 BEFORE THE MAGISTRATE COURT**
- A3: COPY OF THE OBJECTION DATED 28/11/14**

RESPONDENTS' ANNEXURE

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

B.KEMAL PASHA, J.

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Crl.R.P. No. 461 of 2015

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Dated this the 9th day of April, 2015

ORDER

Heard. The petitioner ought to have filed an appeal under Section 29 of the Protection of Women from Domestic Violence Act. It seems that without having recourse to the remedy by way of an appeal, the petitioner has filed the present Crl.R.P. When an appeal lies and no appeal is preferred, the proceedings by way of revision will not lie. With liberty to file an appeal in the matter before the Sessions Court, Ernakulam, this Crl.R.P is dismissed.

Sd/-

B.KEMAL PASHA, JUDGE

stu

//True copy//

P.A to Judge