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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 05.12.2017
CORAM

THE HON'BLE MR.JUSTICE S.S.SUNDAR

Crl.O.P.(MD).No.23685 of 2015

Tmt.M.Vijayalakshmi ... Petitioner

-Vs-

B.Mohan ... Respondent

Prayer: Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to issue a suitable direction to the Judicial Magistrate Court of Aruppukottai for speedy disposal of the case in Cr.M.P.No.7452 of 2014 on the file of the Judicial Magistrate Court of Aruppukottai to dispose the case within the stipulated time prescribed by this Court.

For Petitioner : Mr.V.Omprakash
For Respondents : No appearance

O R D E R

This petition has been filed by the petitioner to issue a suitable direction to the Judicial Magistrate Court of Aruppukottai for speedy disposal of the case in Cr.M.P.No.7452 of 2014 on the file of the Judicial Magistrate Court of Aruppukottai to dispose the case within the stipulated time prescribed by this Court.

2.It is stated that the petitioner had earlier filed a petition in M.C.No.21 of 2014 under Section 12 of Protection of Woman from Domestic Violence Act. It is further stated that the proceeding, which was initiated in M.C.No.21 of 2014 was allowed in favour of the petitioner by an order passed by the learned Judicial Magistrate, Aruppukottai, dated 09.09.2014. Since the order of the Court is not complied with, it appears that the petitioner has filed a petition in Cr.M.P.No.7452 of 2014 under Section 31 of the Protection of Woman from Domestic Violence Act, 2005, to take action for the non-compliance of the direction of Court, regarding the petitioner's protection. Though it is stated that the petitioner filed a petition before the learned Judicial Magistrate, Aruppukottai, it is yet to be disposed of.

3.Even though notice was issued to the respondent, there is no representation on behalf of the respondent today. Even if the learned counsel for the respondent appear before this Court, he may not have any serious objection with regard to the direction being granted for early disposal of the case pending before the learned Judicial Magistrate, Aruppukottai.

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4.Having regard to the facts and circumstance of the case, the learned Judicial Magistrate, Aruppukottai is directed to dispose of the Cr.M.P.No.7452 of 2014 in M.C.No.21 of 2014 within a period of three months from the date of receipt of a copy of this order.

Accordingly, this criminal original petition is allowed with above direction.

Sd/-
Assistant Registrar(T&P)

/True Copy/

Sub Assistant Registrar

To

The Judicial Magistrate,
Aruppukottai.

+1cc to M/S.V.Omprakash, Advocate SR.No. 91008
+1cc to M/S.G.M.Law Office, Advocate SR.No. 91041

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