WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED 21.06.2017
CORAM
THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

TR.C.M.P(MD)No.134 of 2016
and
C.M.P(MD)No.2297 of 2016

S.Vijayasarathy ...Petitioner

vs.

Dheepa @ Priya ...Respondent

Prayer: Transfer Civil Miscellaneous Petition filed under Section 24 of the Civil Procedure Code praying this Court to withdraw D.V.C.No.19 of 2014 from the file of Judicial Magistrate Court No.I, Thanjavur to the file of Family Court at Chennai, wherein H.M.O.P.No.997 of 2014 is pending.

For Petitioner : M/s.S.Vellaichamy

For Respondent : M/s.M.Karunanithi

ORDER

The proceedings sought to be transferred is a Domestic Violence Case in D.V.C.No.19 of 2014, on the file of learned Judicial Magistrate No.I, Thanjavur.

2.I am of the prima facie opinion that Section 24 of the Civil Procedure Code cannot be invoked to transfer a proceeding initiated under the Code of Criminal Procedure.

3.Hence the Transfer Civil Miscellaneous Petition is dismissed, with liberty to the Petitioner to move the appropriate Court for transfer. Consequently, connected Miscellaneous Petition is closed. No costs.

Sd /-
ASSISTANT REGISTRAR(P&A)

/TRUE COPY/

SUB ASSISTANT REGISTRAR

To
The Judicial Magistrate No.I,
Thanjavur.
vsn
MAS/GT/SAR2:06.07.2017:1P-2C

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