



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.09.2018

CORAM:

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

Crl.O.P.(MD).No.15837 of 2016

and

Crl.M.P(MD).Nos.7600 & 7601 of 2016

and

Crl.O.P.(MD).No.4321 of 2018

and

Crl.M.P(MD).Nos.2117 & 2118 of 2018

Crl.O.P.(MD).No.15837 of 2016

1.Gnanasekar

2.Panchali @ Glory

3.Julias Chiristopher

4.Smilin Chiristopher

5.Anitha

...Petitioners

Vs.

G.Subha Jemima

...Respondent

PRAYER: Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the entire records pertaining to the petition filed under the Protection of Women from Domestic Violence Act, 2005 in M.C.No.23 of 2015 on the file of the Judicial Magistrate, Sivakasi and quash the same as illegal.

For Petitioners :Mr.R.Karunanithi

For Respondent :Mr.G.Marimuthu

Crl.O.P.(MD).No.4321 of 2018

Giftson Manova

...Petitioner

Vs.

G.Subha Jemima

...Respondent

PRAYER: Criminal Original Petition filed under Section 482 of the Criminal Procedure Code, to call for the entire records pertaining to the petition filed under the Protection of Women from Domestic Violence Act, 2005 in M.C.No.23 of 2015 on the file of the Judicial Magistrate, Sivakasi and quash the same as illegal.



For Petitioner :Mr.R.Karunanithi

For Respondent :Mr.M.Jothi Basu

COMMON ORDER

These petitions have been filed to quash the Domestic Violence case initiated by the second respondent in M.C.No.23 of 2015.

2.The learned counsel representing on behalf of the respondent would submit that already five witnesses have been examined and they have also been cross-examined.

3.In view of this development, this Court cannot entertain this petition to quash the proceedings. The petitioners in CrI.O.P(MD).No.15837 of 2016 shall be represented by an advocate. Sofar as the petitioner in CrI.O.P(MD).No.4321 of 2018 is concerned he shall also be represented by an advocate and he shall appear before the Court as and when require by the Court below.

4.These Criminal Original Petitions are disposed of with the direction to the learned Judicial Magistrate, Sivakasi, to dispose of M.C.No.23 of 2015, within a period of two months from the date of receipt of a copy of this order. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (AS)

// True Copy //

Sub Assistant Registrar(CS-IV)

To

The Judicial Magistrate,
Sivakasi.

+ 1 CC TO MR.M.JOTHI BASU, ADVOCATE IN SR NO.84118

RMK

BU/PM/SAR-IV :12.10.2018 : 2P/3C

CrI.O.P. (MD) .No.15837 of 2016
and

CrI.O.P. (MD) .No.4321 of 2018
12.09.2018