

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.06.2019

CORAM

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

Cont.P.No.2677 of 2018

Mr.ThamilselvanSivagnanam,
S/o.Sivagnanam,
Old No.126,
New No.20, New Market Street,
Choolaimedu,
Chennai - 600 094

... Petitioner

Vs.

VijayalakshmiThamilselvan,
D/o. Thiruvengadam,
Having Permanent Address, No.7, Anna Street,
TSR Nagar,
Thiruvottiyur, Tamil Nadu 600 019.
Temporarily Residing at No.21285, Goldsmith Street,
Farmington Hills,
Michigan 48202.

... Respondent

Petition filed under Section 11 of the Contempt of Court Act, 1971 to punish the respondent for wilful disobedience of order dated 16.04.2018 made in O.A.No.369/2018 in C.S.No.244/2018 on the file of this Court.

For Petitioner : Mr.B.Vijay
For Respondent : Mr.T.Gowthaman

ORDER

This application has been filed on the ground that the orders of this Court has been violated. The petitioner in fact filed a Suit for injunction against his wife from proceeding further in a case related to matrimonial dispute

in Michigan Court, U.S.A.

2. It appears that in fact earlier, the petitioner has originally invoked the jurisdiction of Michigan Court, U.S.A., for divorce. Since the matter pertains to matrimonial issue, I am of the view that the respondents cannot be proceeded against in the contempt, since the petitioner himself earlier originally invoking the jurisdiction of Michigan Court, which has been suppressed squarely and obtained interim injunction from this Court. That being the position, there is no violation in complying the order and hence, the contempt application is closed.

SD/-

ASSISTANT REGISTRAR (COMM. CASES)

sk

//Certified to be true copy//

Dated at Madras this the day of 2019.

COURT OFFICER (O.S.)

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Sm/02/07/2019