



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 07.09.2021

CORAM

THE HON'BLE MR.JUSTICE C.V.KARTHIKEYAN

Cr1.O.P.No.20320 of 2015

and

M.P.No.1 of 2015

1. K.Suresh
2. Selvanayagi
3. Mrs.Punithavathy
4. Sivamukil
5. Vetri
6. Vasanth

...Petitioners/Respondents

vs.

1. The Social Welfare Protection Officer,
Thiruvannamalai District.
2. Latha

...Respondents/Petitioners

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to call for the records of the Judicial Magistrate, Cheyyar in M.C.No.12 of 2015 and quash the same.

For Petitioners : M/s.T.S.Gopal & Co.

For Respondents : No appearance

ORDER

A learned Single Judge of this Court in a batch of cases in Cr1.O.P.No.28458 of 2019 etc., batch, vide common order dated 18.01.2021, in Dr.P.Pathmanathan and 2 others v. Tmt.V.Monica and another (2021 (2) CTC 57), had very categorically held that



any proceedings questioning the pendency of complaints preferred under the Protection of Women from Domestic Violence Act, 2005, should only be preferred as a Civil Revision Petition under Article 227 of the Constitution of India and that the petition under Section 482 of Cr.P.C., would not lie and the same is not maintainable.

2. Accordingly, the Criminal Original Petition stands dismissed. The connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar(CS-IX)

//True Copy//

Sub Assistant Registrar

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To

1. Judicial Magistrate,
Cheyyar
2. Do-Through
The Chief Judicial Magistrate,
Tiruvannamalai.
3. The Social Welfare Protection Officer,
Thiruvannamalai District.
4. The Public Prosecutor,
High Court, Chennai-104.

Crl.O.P.No.20320 of 2015
and
M.P.No.1 of 2015

PVS (CO)
SU(23/09/2021)