



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.09.2021

WEB COPY

CORAM

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

Cr1.O.P.No.21989 of 2015
and M.P.Nos.1 and 2 of 2015

1.M.Arockiadass
2.Juliya Marry
3.Antony Pramila
4.Philip
5.Joseph Pangiraj
6.Sebastien
7.Sindhiya

.. Petitioners/Respondents

Vs.

1.Bernat Cycilia
2.Minor Sneka
(Rep. by 1st Respondent Bernat Cycilia)
3.M.A.Richard

.. Respondents/Complainants

Prayer: Criminal Original Petition filed under Section 482 of Cr.P.C., to call for the records in D.V.No.65 of 2014 on the file of the learned Judicial Magistrate No.2, Coimbatore and quash the same.

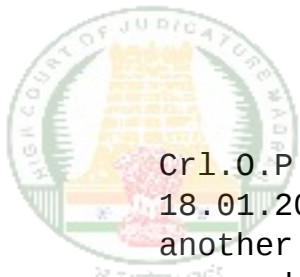
For Petitioners .. Mr.Paramasivadoss
For Ms.R.Meenakshi Devi

For Respondents .. No Appearance

ORDER

This petition has been filed to call for the records in D.V.No.65 of 2014 on the file of the learned Judicial Magistrate No.II, Coimbatore and to quash the same.

2.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.

3.Accordingly, the Criminal Original Petition stands dismissed. The connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar(CS-IX)

//True Copy//

Sub Assistant Registrar

smv

To:

- 1.The Judicial Magistrate No.II,
Coimbatore.
- 2.(Do Thourgh) The Chief Judicial Magistrate
Coimbatore.

Cr1.O.P.No.21989 of 2015
and
M.P.No.1 and 2 of 2015

SJ(CO)
SB(06/10/2021)