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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.09.2021

CORAM

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

Crl.O.P.Nos.24360 & 24429 of 2015

and

Crl.M.P.Nos.1 & 1 of 2015

1.M.Pavunuthaaye
2.C.Mahalingam
3.M.Kannan
4.M.Divya
5.Meena
6.Uma
7.Padmanabhan
8.K.V.Jayaraj
9.Maragatham
10.T.Virumandi
11.V.Palaniammal
12.V.Vimala
13.V.Vetri
14.C.Muthulakshmi
15.C.Sivanandi
16.C.Devi
17.S.Kalaivani
18.S.Sudha
19.Pandi
20.Ravi
21.Somasundaram
22.Selvam
23.Manickam
24.Jayagandhi

.. Petitioners/Accused 10-14, 16-34
(in Crl.O.P.No.24360 of 2015)

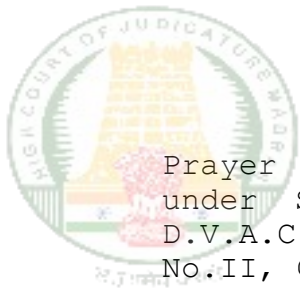
1.B.Gowri
2.S.Balamurugan
3.B.Sharmila
4.J.Jayarathi
5.S.Karthikeyan

.. Petitioners / Accused 2-4, 7 & 8
(in Crl.O.P.No.24429 of 2015)

Vs.

M.Revathy Priya

.. Respondent / Complainant
(in both Crl.O.Ps)



Prayer in both Crl.O.Ps:- Criminal Original Petitions filed under Section 482 of Cr.P.C., to call for the records in D.V.A.C.No.63 of 2014 on the file of the Judicial Magistrate No.II, Coimbatore and to quash the same.

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For Petitioners	..	No appearance (in both Crl.O.Ps)
For Respondent	..	Mr.Sridaran (in both Crl.O.Ps)

COMMON ORDER

These Criminal Original Petitions have been filed to call for the records in D.V.No.63 of 2014 pending on the file of the Judicial Magistrate Court No.II at Coimbatore and to quash the same.

2.A learned Single Judge of this Court in a batch of cases in Crl.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, these Criminal Original Petitions stands dismissed. The connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

smv

To

The Judicial Magistrate No.II,
Coimbatore.

Crl.O.P.Nos.24360 & 24429 of 2015
and
Crl.M.P.Nos.1 & 1 of 2015

LN (CO)
PR (01/10/2021)