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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 01.09.2021

CORAM

THE HONOURABLE MR. JUSTICE C.V.KARTHIKEYAN

CrI.OP.No.27722/2015

AND

MP.Nos.1&2/2015

[Video Conferencing]

P.Kavitha

...Petitioner

Versus

M.Flora Jancy

...Respondent

Prayer : - Criminal Original Petition filed under Section 482 of Cr.P.C to call for the records in M.C.No.10/2015 on the file of Judicial Magistrate, Udhagamandalam and quash the proceedings.

For Petitioner : Mr.K.V.Sridharan

ORDER

- (1) A learned Single Judge of this Court in a batch of cases in CrI.O.P.No.28458/2019 etc., batch, vide common order dated 18.01.2021, 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. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar (CS-VIII)

// True Copy //

Sub Assistant Registrar

AP



To

The Judicial Magistrate,
Udhagamandalam.

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Cr1.OP.No.27722/2015

SSI(CO)
RVM(21/09/2021)