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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 24.09.2021

CORAM

THE HONOURABLE MR. JUSTICE C.V.KARTHIKEYAN

Cr1.OP.No.26503/2016
& Cr1 MP No.13261/2016

[Video Conferencing]

1.Babu @ Katheresan
2.Murugadoss
3.Muthuraman
4.Murugaiyan
5.Vasantha
6.Uma

7.Usha
8.Anu
9.Shanmugam

... Petitioners

Versus

E.Sarala

... Respondent

Prayer : - Criminal Original Petition filed under Section 482 of Cr.P.C to call for the records and quash the M.C.No.41/2015 on the file of the Learned Judicial Magistrate No.II, Thindivanam, Villupuram District.

For Petitioners : Mr.S.Saravanakumar

For Respondent : No appearance

ORDER

- (1) A learned Single Judge of this Court in a batch of cases in Cr1.O.P.No.28458/2019 etc., batch, [Dr.Padmanathan and Others Vs. Tmt. Monica and Others] 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



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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 stand closed.

Sd/-
Assistant Registrar (CS-VI)

// True Copy //

Sub Assistant Registrar

CDA

To

1. The Judicial Magistrate No.II,
Thindivanam, Villupuram District.

Cr1.OP.No.26503/2016

GPL(CO)
B.VC (13/10/2021)