

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.01.2021

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.27376 of 2017
and Crl.M.P.Nos.15674 and 15675 of 2017

1. C.Jagadeesh
2. G.Chinnaraj
3. C.Godavari
4. C.Abilesh
5. C.Bharath

... Petitioners

Vs.

J.Vinupreethi

... Respondent

Prayer: This Criminal Original Petition filed under Section 482 Cr.P.C. to call for the records pertaining to the DVC. No.21 of 2017 under Domestic Violence Act on the file of the learned Judicial Magistrate Court, Thiruvottiyur and quash the same insofar as the petitioners are concerned.

For Petitioners : Mr.T.Thyagarajan
For Respondent : Mr.M.Muthappa

ORDER

It is brought to the notice of this Court that during the pendency of this petition, the marriage has been dissolved between the parties through mutual consent in HMOP. No.649 of 2018 by a decree dated 20.03.2019. In view of the same, nothing may survive in the Domestic Violence case.

2. Since this Court has already held that a petition under section 482 of Cr.P.C. is not maintainable against an application filed under Section 12 of the Protection of Women from Domestic Violence Act, 2005, this Court in exercise of its jurisdiction under Article 227 of Constitution of India hereby quashes the proceedings in DVC. No.21 of 2017 on the file of the learned Judicial Magistrate, Thiruvottriyur.

3. This Criminal Original Petition is disposed of accordingly. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

rli

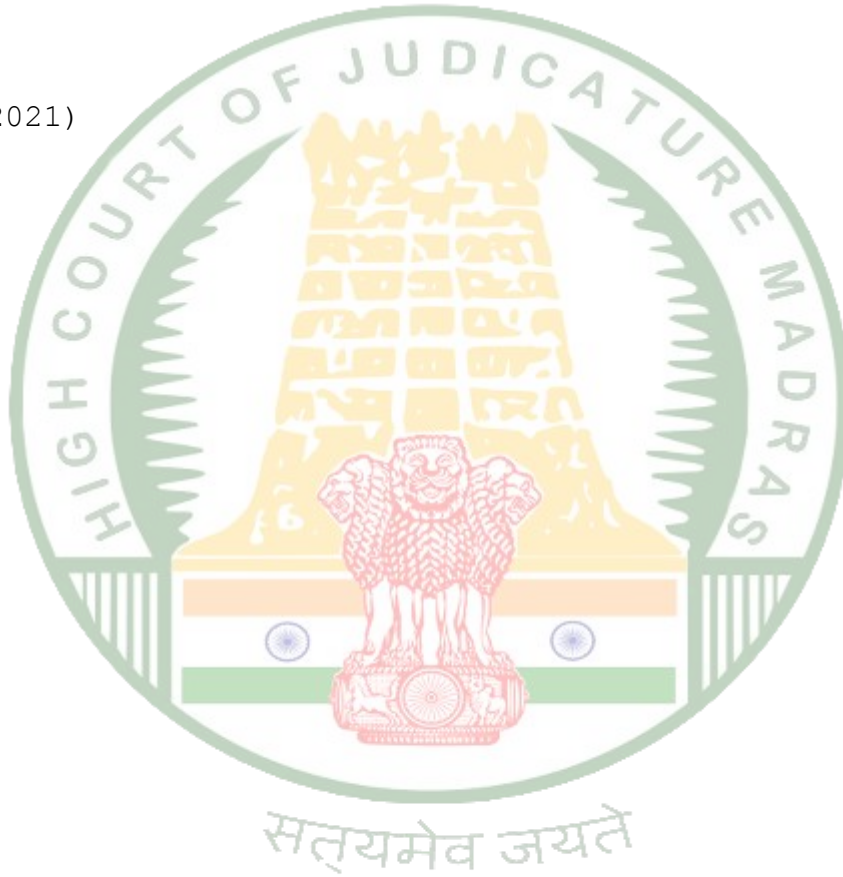
To

The Judicial Magistrate,
Thiruvottiyur.

+1cc to M/s.T.Thiyagarajan, Advocate SR.3464

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CP(CO)
CB(12/02/2021)



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