



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.11.2021

CORAM :

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.19340 of 2021

R.Suriyanarayanan

... Petitioner

Vs.

1.The Commissioner of Police,
Trichy City,
Trichy.

2.The Deputy Superintendent of Police,
Thiruverumbur,
Trichy District.

3.The Inspector of Police,
Tiruverumbur,
Trichy District.

... Respondents

Prayer: Writ Petition is filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the respondents to take appropriate action on the petitioner's complaint dated 22.08.2021.

For Petitioner : Mr.R.Maheswaran
For Respondents : Mr.T.Senthil Kumar,
Additional Public Prosecutor.

O R D E R

Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents.

2. It is stated that the petitioner's wife had deserted him and had married another person during the subsistence of the marriage with the petitioner. But no relief can be granted to the petitioner in the writ proceedings. The only remedy open to the petitioner is to move the Jurisdictional Family Court or the Civil Court for dissolving the marriage with his wife on grounds of marital misconduct. Adultery has ceased to be a punishable offence. But it is certainly a ground for obtaining divorce. Leaving open



the rights of the petitioner to move the concerned Court for dissolving his marriage, this writ petition is dismissed. No costs.

Sd/-

Assistant Registrar (CO)

WEB COPY

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

gbg/btr

Note:In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

- 1.The Commissioner of Police,
Trichy City,
Trichy.
- 2.The Deputy Superintendent of Police,
Thiruverumbur,
Trichy District.
- 3.The Inspector of Police,
Tiruverumbur,
Trichy District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

**W.P(MD)No.19340 of 2021
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RS(26.11.2021) 2P 5C