



CrI.O.P.No.18676 of 2016
and CrI.M.P.No.8779 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.11.2022

CORAM:

THE HON'BLE Mr. JUSTICE SUNDER MOHAN

CrI.O.P.No.18676 of 2016
and CrI.M.P.No.8779 of 2016

Gandhimathi

...Petitioner

Versus

Usha Rani

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to call for the records in D.V.C.No.08 of 2016 on the file of the Learned Judicial Magistrate, Tambaram, Kancheepuram District and quash the same.

For Petitioner : No Appearance

For Respondent : No Appearance



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ORDER

The petitioner has challenged the Proceedings initiated under the Domestic Violence Act under Section 482 of Cr.P.C.

2.A Larger Bench of this Court in a recent Judgment dated 17.11.2022 in *Arul Daniel vs. Suganya* in ***Crl.O.P.No.SR No.31852 of 2022*** held that a petition under Section 482 Cr.P.C is not maintainable as against the proceedings under the Domestic Violence Act. In view of the said Judgment, the above petition is not maintainable. Hence, the Criminal Original Petition is dismissed. Consequently, connected miscellaneous petition is closed.

3.However, it is open to the petitioner to pursue other remedies that are available to her in law.

21.11.2022

Index : Yes/No
Internet : Yes/No
Speaking Order/Non Speaking Order
dk



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To
The Judicial Magistrate,
Tambaram,
Kancheepuram District.



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SUNDER MOHAN, J.

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