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Crl.M.P.(MD)No.3259 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.04.2023

CORAM:

THE HONOURABLE MR.JUSTICE K.MURALI SHANKAR

Crl.M.P.(MD)No.3259 of 2023
in Crl.R.C.(MD) SR. No.7597 of 2023
and
Crl.R.C.(MD) SR. No.7597 of 2023

Munishwaran

... Petitioner/Petitioner

vs.

1.Gowri

2.Minor Varshith
minor represented by her mother and
Guardian Gowri

... Respondents/Respondents

PRAYER in Crl.M.P.(MD)No.3259 of 2023 : Criminal Miscellaneous Petition filed under Section 5 of Limitation Act, to condone the delay of 12 days in filing the criminal revision petition against the order dated 28.10.2022 made in M.C.No.12 of 2021 on the file of the Family Court, Sivagangai.

PRAYER in Crl.R.C.(MD) SR. No.7597 of 2023 : Criminal Revision filed under Sections 397 & 401 of Criminal Procedure Code, to call for records and set aside the order dated 28.10.2022 made in M.C.No.12 of 2021 on the file of the Family Court, Sivagangai.



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For Petitioner/Petitioner : Mr.D.Venkatachalam
in both cases

For Respondents in both : No appearance
cases

COMMON ORDER

This Criminal Miscellaneous Petition has been filed seeking orders to condone the delay of 12 days in filing the Criminal Revision challenging the order passed in M.C.No.12 of 2021 dated 28.10.2022 on the file of the Family Court, Sivagangai.

2. When the matter is taken up for hearing today, the learned counsel appearing for the petitioner would submit that the petitioner has not complied with the order of this Court. He would further submit that on 06.03.2023, the petitioner was arrested for non-compliance of the orders of the Family Court, Sivagangai.

3. It is evident from the records that though this Court directed the petitioner to deposit 50% of the balance amount, at the request of the learned counsel appearing for the petitioner time was extended till



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05.04.2023 and then to 18.04.2023 for reporting compliance, but the petitioner has failed to comply with the direction of this Court. Hence, this Court is not inclined to condone the delay.

4. In the result, this criminal miscellaneous petition is dismissed. Consequently, Crl.R.C.(MD)SR.No.7597 of 2023 is rejected at SR stage itself.

18.04.2023

NCC : Yes/No
Index : Yes/No
Internet : Yes/No
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K.MURALI SHANKAR, J.

csn

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