



Crl.O.P.(MD).No.10118 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :08.09.2023

CORAM:

THE HONOURABLE MR. JUSTICE P.DHANABAL

Crl.O.P.(MD).No.10118 of 2020

and

Crl.M.P(MD) Nos.4698 and 4700 of 2020

1.Gopinath
2.Sqaratha
3.Subramaniyan
4.Devikha

... Petitioners

Vs.

1.Kamatchi

2.Minor Sabreeswaran,
Rep. through her mother
and natural guardian 1st petitioner

..Respondents

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to call for the records in proceedings in D.V.O.P.No. 4 of 2020 on the file of the learned Judicial Magistrate Court, Thiruvadanai, Ramanathapuram District.

For Petitioners : Mr.S.A.Ajmal Khan

For R-1 & 2 : Mr.N.Pragalatham

ORDER

When the matter is taken up for hearing today, the learned counsel appearing for the petitioner brought to the knowledge of this Court that the



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P.DHANABAL, J.

Mrn

Hon'ble Full Bench of this Court in reference in the case of *Arul Daniel and Others v. Suganya and others* reported in *CDJ 2022 MHC 8250*, held that against the Protection of Women from Domestic Violence Act, the petition under Section 482 of Cr.P.C., is not maintainable, since the matter is civil in nature.

2.In view of the aforesaid judgment, this Criminal Original Petition is dismissed with liberty to file fresh application before appropriate forum in accordance with law. Consequently, connected miscellaneous petitions are closed.

08.09.2023

Index : Yes / No

Internet : Yes / No

Mrn

To

1.The Judicial Magistrate, Thiruvadanai, Ramanathapuram District.

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