



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.08.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CRP(MD)No.1827 of 2024

and

CMP(MD)No.10281 of 2024

1.S.Anvar Raja

2.Seeni Sagubar Sathik

3.Samsunsha Begam

4.Asila Sithika

... Petitioners

Vs.

1.Hairun Jariya

2.Minor Aal Jasira

3.Minor Mifyas

... Respondents

(2nd and 3rd minor respondents rep.by
their mother and natural guardian 1st
respondent)

Prayer: Civil Revision Petition filed under Article 227 of the Constitution of India, to strike off the petition in D.V No.22 of 2024 on the file of the Additional Mahila Court, Ramanathapuram.

For Petitioners : Mr.N.Madava Govindhan



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ORDER

Heard the learned counsel appearing for the petitioner.

2.This civil revision petition has been filed for striking off the proceedings in DVC No.22 of 2024 on the file of the Additional Mahila Court, Ramanathapuram. The petition has been filed under various provisions of the Protection of Women from Domestic Violence Act, 2005. The learned counsel for the petitioner draws my attention to the decision of the Hon'ble Full Bench rendered on 17.11.2022 in CrI OP Sr Nos.31852 of 2022 etc batch.

3.Adopting the approach indicated by the Hon'ble Full Bench, I dispose of this civil revision petition in the following manner :

(i) If the petitioners are having any grievance that they have been unnecessarily added as parties to the proceedings, it is open to them to file an application before the concerned court to delete their names and if any such application is filed, the concerned court shall decide the same, as per the decision of the Hon'ble Supreme Court in Kunapareddy v. Kunapareddy Swarna Kumari, reported in (2016) 11 SCC 774.



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(ii) If the petitioners are represented through a counsel, the concerned court shall not insist on the personal appearance of the petitioners. However, the petitioners shall appear before the Court as and when their presence is required by the Court.

(iii) The concerned court is directed to dispose of D.V. No.22 of 2024 as expeditiously as possible preferably within a period of five months from the date of receipt of a copy of this order.”

4. Accordingly, this civil revision petition is disposed of. No costs.

Consequently, connected miscellaneous petitions are closed.

06.08.2024

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

SKM

Note : Issue order copy on 08.08.2024

To

1. The Additional Mahila Court, Ramanathapuram.



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G.R.SWAMINATHAN,J.

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