



WEB COPY

CRP No.537 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2025

CORAM

THE HONOURABLE MR.JUSTICE S. SOUNTHAR

CRP No. 537 of 2024 and

CMP No.2628 of 2024

1. SURESH

S/o.Annamalai, 13/42, Chetty Street,
Kumananchavadi, Kundrathur Road,
Poonamallee, Chennai

Petitioner(s)

Vs

1. Ramya Devi

W/o.Suresh, D/o.Natarajan,
39/2, 11th Cross Street, New Street,
Cheyyar, Tiruvannamalai District

2.ANNAMALAI

S/o.Vethachelam, 13/42, Chetty Street,
Kumananchavadi, Poonamallee,
Kundrathur Road, Chennai

3.MALA

W/o.Annamalai, 13/42, Chetty Street,
Kumananchavadi, Poonamallee,
Kundrathur Road, Chennai

4.MANIKANDAN

S/o.Annamalai, 13/42, Chetty Street,
Kumananchavadi, Poonamallee,
Kundrathur Road, Chennai



5.SANGEETHA

W/o.Palani, No.72, Sengunthar Street,
VTC Palaseevaram, Palaseevaram,
Kancheepuram District

(Respondents 2 to 5 are no necessary
parties to file a Civil Revision petition
hence notice may be dispense with)

Respondent(s)

PRAYER: Civil Revision Petition filed under Article 227 of Constitution of India to call for the records pertaining to the petition in DVC No.10 of 2022 pending on the file of the Learned Judicial Magistrate, Cheyyar and strike out the petitioners name and the same as abuse process of law and quash the same by allowing the present CRP.

For Petitioner(s): Mr. T.Muruganantham

ORDER

This Civil Revision Petition is filed seeking to strike of the complaint preferred by the first respondent under the provision of the Domestic Violence Act.

2. The petitioner is husband of the first respondent. The 2nd and 3rd respondents are parents and 4th and 5th respondents are siblings of the petitioner. The first respondent filed a complaint against the petitioner and the respondents



2 to 5 under the domestic violence Act in DVC No.10 of 2022 on the file of Judicial Magistrate, Cheyyar. After receipt of notice, the petitioner filed this civil revision petition seeking to strike of the said complaint, mainly on the ground that the averments made in the above complaint are not sufficient to take cognizance by the Magistrate regarding the allegations raised under the Domestic Violence Act.

3. In view of the Law settled by this Court *Arul Daniel and Others Versus Suganya* reported in (2022) SCC Online Mad 5435, if the petitioner is aggrieved by the initiation of the proceedings under the Domestic Violence Act, it is for him to move the very same Magistrate raising preliminary issues like absence of shared house hold, domestic violence, etc. Hence, this court is not inclined to exercise its Supervisory Power available under Article 227 of Constitution of India to strike off the complaint.

4. Accordingly, this civil revision petition is dismissed. There shall be no order as to costs. Connected miscellaneous petition is closed. The petitioner is at liberty to move the concerned Magistrate for getting appropriate remedy as per law laid down in *Arun Daniel case*.

30-10-2025

Internet: yes

Index: Yes/No

Neutral citation: Yes/No

MST



CRP No.537 of 2019



To

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The District Munsif cum Judicial Magistrate,
Pochampalli, Krishnagiri District.



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S.SOUNTHAR J.

MST

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