



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.06.2025

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THE HON'BLE MR. JUSTICE M.DHANDAPANI

C.R.P.(MD)No.1647 of 2025
and
C.M.P.(MD).No.8658 & 8660 of 2025

1.U.Raj Kapoor

2.S.Usman Ali

3.Shakila Begam

...Petitioners

Vs.

1.A.Nilofar Nisha

2.Minor Mohamed Farooq

...Respondents

[Minor 1st respondents is represented by his mother and natural guardian first respondent]

PRAYER: Civil Revision Petition is filed under Article 227 of Constitution of India, to call for the records of D.V.C.No.28 of 2025 on the file of the Judicial Magistrate, Additional Mahila Court, Madurai and to strike the same and allow the Civil Revision Petition.

For Petitioners : Mr.A.Haja Mohideen

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ORDER

This petition has been filed seeking to quash the case in D.V.C.No.28 of 2025 on the file of the Judicial Magistrate, Additional Mahila Court, Madurai.



2. Since no adverse orders are going to be passed against the respondents, notice to the respondents is dispensed with.

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3. The petitioners herein are respondents in D.V.C.No.28 of 2025 before the trial Court. The first respondent herein has filed D.V.C.No.28 of 2025 before the Judicial Magistrate, Additional Mahila Court, Madurai, under the provisions of the Domestic Violence Act.

4. The learned counsel appearing for the petitioners would submit that the first petitioner is the husband, the second petitioner is the father-in-law and the third petitioner is the mother-in-law of the first respondent. The second respondent is the child of the first respondent. The first respondent has initiated domestic violence proceedings against her husband and her in-laws. He would further submit that continuation of the said case would cause considerable hardship to the petitioners. It is also submitted that the petitioners are no way connected with the allegations made by the first respondent in the DVC case. Therefore, he prays that the petitioners be permitted to raise all the grounds mentioned herein before the trial court. He also requests this Court to dispense with their personal appearance before the trial court.

5. In view of the said submission made by the learned counsel for the petitioners, the petitioners shall raise all the grounds as raised herein before the



trial court at the time of trial. Further, taking into consideration the request made by the learned counsel for the petitioners, the appearance of the petitioners before the trial court is dispensed with except for their appearance for the purpose of receiving the copy of the proceedings u/s 230 of BNSS, framing of charges, questioning under Section 351 of BNSS and on the day on which judgment is to be pronounced. However, if for any particular reason, the presence of the petitioners is necessary, the trial court, at its wisdom, shall direct their appearance on those days. Further, this Court directs the petitioners to represent the case through the counsel.

6. Accordingly, this Civil Revision Petition stands disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

13.06.2025

NCC:Yes/No
Index:Yes/No
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To:-

- 1.The Judicial Magistrate, Additional Mahila Court, Madurai
- 2.The Section Officer,
VR Section,
Madurai Bench of Madras High Court, Madurai.



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M.DHANDAPANI, J.

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