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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.06.2025

CORAM

THE HON'BLE MR. JUSTICE M.DHANDAPANI

C.R.P.(PD)(MD)No.1757 of 2025
and
C.M.P.(MD).No.9555 & 9556 of 2025

1.Madasamy

2.Muniyammal

3.Chitra

4.Muthuraj ...Petitioners

Vs.

1.Rajalakshmi

2.Anandaraj

...Respondents

PRAYER: Civil Revision Petition is filed under Article 227 of Constitution of India, to call for the records in D.V.C.No.3 of 2025 on the file of the learned Judicial Magistrate No.I, Tirunelveli and struck off the same and thereby allow the Civil Revision Petition.

For Petitioners : Mr.M.Prabhu

ORDER

This petition has been filed seeking orders to set aside the petition in D.V.C.No.3 of 2025 on the file of the learned Judicial Magistrate No.I, Tirunelveli and struck off the same.

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2. The first respondent herein filed a Domestic Violence case before the trial Court against the petitioners herein and her husband / second respondent.

3. The learned counsel appearing for the petitioners would submit that the first petitioner is the father-in-law and the second petitioner is the mother-in-law of the first respondent. The third petitioner is the sister-in-law of the first respondent and the fourth petitioner is the husband of the third petitioner. The second respondent is the husband of the first respondent. The first respondent has initiated domestic violence proceedings against her husband and her in-laws. It is also submitted that the petitioners have 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.

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

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 as

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made by the learned counsel for the petitioners, their appearance 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.

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

26.06.2025

Internet:Yes/No
Index:Yes/No
TSG
To

1.The Judicial Magistrate No.I, Tirunelveli.

2.The Section Officer,
VR Section,
Madurai Bench of Madras High Court, Madurai.

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