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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.07.2025

CORAM :

THE HON`BLE MR.JUSTICE B.PUGALENDHI

Crl.MP(MD) No.8679 of 2025
in
Crl.OP(MD)No.11459 of 2025

R.Sangeetha Devi ... Petitioner

Vs

1.The State of Tamil Nadu,
Rep by the Inspector of Police,
All Women Police Station,
Orathanadu,
Thanjavur District.
Crime No.9 of 2024.

2.Kanmani ...Respondents

Prayer : Criminal Miscellaneous Petition filed under Section 528 of BNSS, 2023, to dispense with the personal appearance of the petitioner for the trial in CC No.112 of 2025, before the learned District Munsif cum Judicial Magistrate, Orathanadu, Thanjavur District.

For Petitioners : Mr.A.Robinson
For R1 : Mr.A.S.Abul Kalaam Azad
Government Advocate (Crl.side)

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ORDER

The case of the prosecution is that the defacto complainant is the wife of the the petitioner's husband's brother and alleges that her husband is working as a conductor and the mother-in-law of the defacto complainant wanted to drive her out of the family, by harassing her that she has not brought any sridhanas from her parents home. They have also claimed that the defacto complainant and her husband does not have any right over the disputed house. It was alleged that the petitioner and her husband said to have abused the defacto complainant. Therefore, a case in CC No.112 of 2025, on the file of the learned District Munsif cum Judicial Magistrate Court , Orathanadu, Thanjavur has been registered for the offence under Sections 294(b), 498A, 448, 323 and 506(i) IPC as against the petitioner. To quash the above proceedings the petitioner has filed this petition.

2.The learned counsel for the petitioner submits that in fact, there is a property dispute between the petitioner's husband and the defacto complainant's husband, who are brothers. He further submits that the petitioner is residing at Singapore along with her family.

3.Mr.A.S.Abul Kalaam Azad, learned Government Advocate (Crl.side),

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takes notice for the first respondent.

4.Issue notice to the second respondent returnable in three weeks. Private notice is also permitted. Post the matter after three weeks.

5.The personal appearance of the petitioner before the learned District Munsif cum Judicial Magistrate, Orathanadu, Thanjavur District in CC No.112 of 2025 is dispensed with for the present.

sd/-
08/07/2025

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/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

vrn
To

1. The District Munsif Cum Judicial Magistrate,
Orathanadu, Thanjavur District.

2.Do Through The Chief Judicial Magistrate,
Thanjavur District @ Kumbakonam.

3. The Inspector of Police,
All Women Police Station,
Orathanadu,
Thanjavur District.

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4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.A.ROBINSON, Advocate (SR-7261[I] dated 08/07/2025)

ORDER
IN
CRL MP(MD) No.8679 of 2025
IN
Crl.OP(MD)No.11459 of 2025
Date :08/07/2025

HPS/16.07.2025 /4P/6C
Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023

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