

C.R.P.(MD)No.2032 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.07.2025

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**THE HON'BLE MR. JUSTICE M.DHANDAPANI**

C.R.P.(MD)No.2032 of 2023  
and  
C.M.P.(MD)No.10168 of 2023

1. Sekar
2. Gayathri
3. Mutu Lakshmi
4. Thennarasu
5. Jayaprakash

...Petitioners

Vs.

S.Azhagu Vinitha

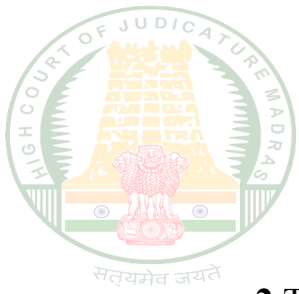
...Respondent

**PRAYER:** Civil Revision Petition is filed under Article 227 of Constitution of India, praying to call for the records relating to the petition in D.V.C.No.07 of 2023, on the file of the Judicial Magistrate Court, Tenkasi, quash the same by allowing this revision.

For Petitioners : Mr.J.Jesu Raja  
For Respondent : Mr.T.Selvan

### **ORDER**

This petition has been filed seeking to strike off the impugned proceedings in D.V.C.No.07 of 2023, on the file of the Judicial Magistrate Court, Tenkasi.



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2.The petitioners herein are the respondents in D.V.C.No.07 of 2023, before the trial Court. The respondent herein has filed D.V.C.No.07 of 2023, before the Judicial Magistrate Court, Tenkasi, under the provisions of the Domestic Violence Act.

3.The learned counsel appearing for the petitioners submits that the respondent has initiated domestic violence proceedings against her husband and her in-laws. It is submitted that the first petitioner is the husband of the respondent, second petitioner is the cousin and the other petitioners are the distant relatives of the respondents's husband and they are in no way connected with the allegations made by the respondent in the DVC case. Therefore, he prays that the petitioners may 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.Learned counsel appearing for the respondent submits that if this Court is inclined to dispense with the appearance of the petitioners, this Court may impose requisite conditions to see to it that the presence of the petitioners at the times, during which the presence of the petitioners is mandatory be safeguarded



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so that the petitioners do not frustrate the trial proceedings by dragging on the same to the detriment of the respondent.

5.This Court, taking into consideration the submission made by the learned counsel for the petitioners, permits the petitioners to raise all the grounds as raised herein before the trial court at the time of trial. Taking into consideration the request 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 them to appear on those days.

6.Accordingly, this Civil Revision Petition stands dismissed. There shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

**04.07.2025**

Internet:Yes/No  
Index:Yes/No  
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To

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



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**M.DHANDAPANI, J.**

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