



C.R.P.(MD)No.2429 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.07.2025

CORAM

THE HON'BLE MR. JUSTICE M.DHANDAPANI

C.R.P.(MD)No.2429 of 2023

and

C.M.P.(MD)Nos.12600 of 2023

1.S.Murugesan,

2.M.Sumathi.

...Petitioners

Vs.

1.R.Keerthana,

2.M.Jai Shankar,

3.A.Umasankari,

4.R.Ashok Kumar.

...Respondents

PRAYER: Civil Revision Petition is filed under Article 227 of Constitution of India, praying to call for the records in D.V.C. No.8 of 2021 on the file of Judicial Magistrate, Bodinayakanur and strike off the same.

For Petitioners : Mr.R.Saravanan

For Respondents : No appearance



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ORDER

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This petition has been filed seeking to strike off the proceedings / Petition in D.V.C. No.8 of 2021 on the file of Judicial Magistrate, Bodinayakanur.

2.The petitioners herein are the second and third respondents in D.V.C.No.8 of 2021, before the trial Court. The first respondent herein have filed D.V.C.No.8 of 2021, before the Judicial Magistrate, Bodinayakanur., under the provisions of the Domestic Violence Act and BNSS, 2023.

3.The learned counsel appearing for the petitioners submits that they are the parents of the husband of the first respondent. The first respondent has initiated domestic violence proceedings against her husband and her in-laws. It is submitted that the petitioners are in no way connected with the allegations made by the first 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.Inspite of issuance of notice, there is no representation for the respondents. However, in view of the nature of the order which this Court is



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going to pass, which in no way affects the respondents, representation on behalf of the respondents is not necessary.

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.

07.07.2025

Internet:Yes/No

Index:Yes/No

MR



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To

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



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M.DHANDAPANI, J.

MR

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