



WEB COPY

CRL OP No. 446 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-01-2026

CORAM

THE HON'BLE MR JUSTICE A.D.JAGADISH CHANDIRA

Crl.OP No. 446 of 2026

Valarmathi

..Petitioner

Vs

1. Vijayaraghul
2. The Superintendent of Police,
Villupuram District,
Villupuram.
3. Station House Officer,
Tindivanam Police Station,
Tindivanam.

..Respondent(s)

PRAYER: Criminal Original Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita/Section 482 Cr.P.C., to set aside the order dated 06.10.2025 passed in Crl.R.P.No.32/2024 on the file of the Principal Sessions Court, Villupuram confirming the order dated 06.01.2024 passed in Crl.M.P.No.4153/2023 before the Judicial Magistrate No.I, Villupuram.

For Petitioner(s):

Mrs.R. Meenal

For R2 & R3:

Mr.S.Santhosh
Government Advocate (Crl.Side)



ORDER

The present Criminal Original Petition has been filed seeking to set aside the order dated 06.10.2024 in CrI.R.P.No.32 of 2024, passed by the learned Principal Sessions Court, Villupuram, confirming the order dated 06.01.2024 in CrI.M.P.No.4153 of 2023, passed by the learned Judicial Magistrate No.I, Villupuram.

2. The brief facts of the case are that the petitioner has lodged a complaint against the 1st respondent before the 3rd respondent police. The 3rd respondent conducted an enquiry in C.S.R.No.209 of 2021 and having found that the dispute was civil in nature, filed a closure report before the Judicial Magistrate, Tindivanam. Aggrieved by the same, the petitioner has filed a petition under Section 156(3) of Cr.P.C., before the Judicial Magistrate No.I, Tindivanam. The learned Judicial Magistrate, on finding that the dispute between the petitioner and the 1st respondent was civil in nature, dismissed the petition filed under Section 156(3) of Cr.P.C., on 06.10.2024. Challenging the said order, the petitioner has filed a revision petition in CrI.R.P.No.32 2024 before the learned Principal Sessions Court, Villupuram. The revisional Court, by order dated 06.10.2025, confirmed the order passed by the trial Court. There against this petition has been filed, as aforesaid.



3. It is well settled that a revision petition ought to be preferred before the Sessions Court under Section 397 of Cr.P.C. Once the revision is dismissed, a subsequent petition under Section 482 Cr.P.C., before the High Court challenging the very same order would, in substance, amount to a second revision, which is specifically barred under Section 397(3) of Cr.P.C. The inherent powers of this Court under Section 482 Cr.P.C. cannot be invoked to circumvent such a statutory bar. However, no doubt, in certain exceptional circumstances, this Court can entertain a petition filed under Section 482 Cr.P.C.

4. But, in the present case, no such exceptional circumstance has been made out warranting interference under Section 482 Cr.P.C. Therefore, the present petition, being in the nature of a second revision, is not maintainable and is liable to be dismissed.

5. Accordingly, this Criminal Original Petition stands dismissed.

09-01-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

rpl



To

1. The Principal Sessions Court, Villupuram.
2. The Judicial Magistrate No.I, Villupuram.
3. The Superintendent of Police,
Villupuram District,
Villupuram.
4. The Station House Officer,
Tindivanam Police Station,
Tindivanam.
5. The Public Prosecutor,
High Court of Madras,
Chennai.



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A.D.JAGADISH CHANDIRA., J.

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