



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED : 30.04.2014  
CORAM:

**THE HONOURABLE Mr.JUSTICE G.M.AKBAR ALI**

WEB COPY

CRL.O.P. (MD)No.8068 of 2014  
and  
M.P. (MD)Nos.1&2 of 2014

1.S.Kalaimani  
2.R.Subramanian  
3.S.Yogeswari  
4.S.Praveen Kumar

... Petitioners

Vs.

S.Sridevi

... Respondent

PRAYER: Petition is filed under Section 482 of the Code of Criminal Procedure, to call for the records in M.C.No.139 of 2014 on the file of the learned Additional Mahila Court, Madurai District, quash the same.

For Petitioners : Mr.S.I.A.K.Bagadur Sha  
For Respondent : Mr.A.P.Balasubramani  
Government Advocate (Crl. Side)

**ORDER**

This petition has been filed praying to call for the records in M.C.No.139 of 2014 on the file of the learned Additional Mahila Court, Madurai District, quash the same.

2.When the matter was taken up, the learned counsel for the petitioners submitted that the petitioners, who are in-laws of the defacto complainant, are not responsible in a proceedings under the Protection of the Women from Domestic Violence Act, 2005, however, they are being dragged on to the Court.

3. The only grievance of the petitioners is that they are unnecessarily harassed. However, the proceedings under the said Act is civil in nature. The learned Magistrate is the competent authority to decide whether the petitioners are necessary party before him. Therefore, this Criminal Original Petition is disposed of with a direction to the learned Magistrate to decide whether the petitioners are necessary party before him, before passing any orders. The appearance of the petitioners is also dispensed with, unless they are so required by the Magistrate, who give specific direction to the petitioners to appear before him, for enquiry. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(Crl.side)

\\True copy\\



To

1. The Judicial Magistrate, Karaikudi

2. The Additional Mahila Court, Madurai District,

+1cc to Mr.S.I.A.K.Bagadur Sha, Advocate Sr.No.26972

CRL.O.P. (MD) No.8068 of 2014

mpk

NA/10/06/2014/p2/4c