

**IN THE COURT OF THE JUDICIAL MAGISTRATE OF THE 1st CLASS - I,
KOTTARAKKARA.**

Present:- Sri. Arjun Raj. E. R., Judicial Magistrate of the 1st Class.

Dated this the 22nd day of April, 2026

C. M. P. No.1/2026 IN MC No.28/2026

Petitioner : Valsala, aged 61 years, D/o Sundari,
Sreehareeyam, Vayakkal.P.O., Ummannoor,
Kottarakkara, Valakom Village.
(By Adv. G. K. Sreejith)

Respondents : 1. Sneha Santhosh, aged 24 years,
Sreehareeyam, Vayakkal.P.O., Ummannoor,
Kottarakkara, Valakom Village.
2. Harikrishnan, aged 30 years, S/o Valsala,
-do-

Heard, perused the records and passed the following :

ORDER

- 1) This petition is filed under section 23 (2) of the Protection of Women from Domestic Violence Act, 2005 alleging various incidents of domestic violence against the respondents.
- 2) Heard the learned counsel for the petitioner. Perused the documents. The counsel submitted that the first respondent is the daughter-in-law of the petitioner and the second respondent is the son of the petitioner. The respondents tortures the petitioner physically and mentally continuously.
- 3) The Hon'ble High Court of Kerala in the case of **Dr. Preceline George @ Antony Preceline George v. State of Kerala and another, 2010 (1) KHC 417** has held Ex parte ad interim orders can be passed only if urgent orders are warranted and Magistrates shall take necessary care and caution before passing such an order.

4) From the submissions of the learned counsel and on perusing the documents and from the reasons stated in the affidavit this court is prima facie satisfied that the respondents are committing acts of domestic violence against the petitioner. Hence I am of the view that the delay that will be caused due to the issuance of notice to the respondent would defeat the very purpose of this application. Thus, notice to the respondent is dispensed with. Hence an ad interim order is passed in favour of the petitioner as follows:-

1. *Respondents are hereby restrained from subjecting the petitioner to any kind of domestic violence in the nature of physical and mental abuse.*
2. *Respondents are hereby restrained from obstructing the peaceful residence of the petitioner in Sreehareeyam, Vayakkal.P.O., Ummannoor, Kottarakkara, Valakom Village and also not to evict the petitioner from the said house.*
3. *The SHO, Kottarakkara is hereby directed to implement this order in letter and spirit and offer necessary protection to the petitioner.*
4. *Communicate this order to the respondents, to the Women Protection Officer and to SHO, Kottarakkara.*
5. *Issue notice to the respondents.*

Pronounced in open court on this the 22nd day of April, 2026.

Sd/-

Judicial Magistrate of 1st Class- I, Kottarakkara.
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Judicial Magistrate of 1st Class- I, Kottarakkara.