

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARHCRM-52325-2023 and
CRM-52327-2023 IN/AND
CRM-M-57973-2023 (O&M)
Date of Decision: 15.12.2023

PRIYAMVADA SHARMA

.....PETITIONER

Vs.

PREM LATA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. S.K. Garg Narwana, Senior Advocate, with
Mr. Vishal Garg Narwana, Advocate,
for the applicant-petitioner.

HARPREET KAUR JEEWAN J. (ORAL)**CRM-52327-2023**

[1] By this application, the applicant-petitioner seeks preponement of the date of hearing in the accompanying petition from 08.01.2024.

[2] For the reasons mentioned in the application, which is duly supported by an affidavit of the applicant-petitioner, the same is allowed and the date of hearing fixed in the accompanying petition is advanced from 08.01.2024 to today itself and the same is taken up on Board for hearing.

CRM-52325-2023

[3] Application for exemption is allowed, as prayed for.

CRM-M-57973-2023 (O&M)

[4] *Inter alia* contends that the present petitioner is the daughter-in-law of respondents No. 1 and 2, who have filed a complaint under

Section 12 of the Protection of Women from Domestic Violence Act, 2005 (for short 'the Act'). In view of the definition of the “aggrieved person” [Section 2 (a)], “domestic relationship” [Section 2 (f)], “respondent” [Section 2 (q)] and “shared household” [Section 2 (s)], of the Act, the complaint itself is not maintainable.

[5] After arguing for some time, and keeping in view the decision by the co-ordinate Bench of this Court in CRM-M-19553-2023, titled Jaspal Kaur alias Pinki and others vs. State of Punjab and others, decided on 24.04.2023, learned Senior Counsel for the petitioner submits that the present petition may be disposed while granting liberty to the petitioner to move an appropriate application before the Magistrate raising the ground of maintainability.

[6] The present petition is disposed of with the aforesaid liberty to the petitioner. If any such application is moved, the Magistrate shall pass an appropriate order qua maintainability of petition against the petitioner.

December 15, 2023
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(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes/No
Whether reportable	Yes/No