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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR-107-2024 (O&M)
Date of decision: 07.08.2024

Sandeep Kumar

... Petitioner

Vs.

Pooja

... Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Sandeep Arora, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. The present revision petition has been preferred against the impugned order dated 07.11.2023 passed by learned Additional Sessions Judge, Jalandhar, vide which appeal filed by the petitioner against the judgment dated 27.07.2023 passed by learned Judicial Magistrate 1st Class, Jalandhar, granting interim maintenance of Rs.20,000/- per month to the respondent, was dismissed, whereas the appeal filed by the respondent seeking enhancement of the amount of interim maintenance was allowed.
2. In view of the settled law pronounced by the Hon'ble Supreme Court in *Kunappareddy Vs. Kunappareddy Swarna Kumari, (2016) 11 SCC*



774, Full Bench of Madras High Court in *Arul Daniel and others Vs. Suganya, 2022 SCC Online Mad 5435* and by the Co-ordinate Bench of this Court in *Jaspal Kaur alias Pinki and others Vs. State of Punjab and others* in *CRM-M-19553-2023* decided on 24.04.2023, the provisions of the Code of Criminal Procedure, 1973 cannot be invoked to challenge proceedings emerging out of the Protection of Women from Domestic Violence Act, 2005.

3. Faced with this situation, learned counsel for the petitioner wishes to withdraw the present petition and seeks liberty to invoke alternative appropriate remedy on the same cause of action, in accordance with law, for redressal of grievances raised in the present petition.

4. Dismissed as withdrawn with liberty aforesaid.

[HARPREET SINGH BRAR]
JUDGE

07.08.2024
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No