



**220-1 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**CRR-416-2022**

**Date of decision: 23.07.2024**

**KALAWATI AND ANOTHER**

**...PETITIONERS**

**V/S**

**RAJ-BALA**

**...RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**

Present: Mr. G.S. Madaan, Advocate  
for the petitioners.

Mr. Jagjit Singh Gill, Advocate and  
Mr. Amritpal Singh, Advocate for the respondent.

**\*\*\*\***

**HARPREET SINGH BRAR J. (ORAL)**

1. Instant petition filed under Section 482 Cr.P.C. is for assailing the order dated 27.03.2017 passed by learned Judicial Magistrate Ist Class, Sirsa and Judgment dated 05.10.2021 passed by the Court of learned Addl. Sessions Judge, Sirsa vide which, some monetary benefits have been extended to the respondent.

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 Protection of Women against Domestic Violence, 2005.

3. In view of the above, learned counsel for the petitioners 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 Dismissed as withdrawn with liberty as prayed for.

July 23, 2024  
manisha

(HARPREET SINGH BRAR)  
JUDGE

|      |                           |        |
|------|---------------------------|--------|
| (i)  | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable        | Yes/No |