



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8185-2024(O&M)
Decided On: 15.05.2024

HEMANT BHAGAT AND OTHERS

.....PETITIONER(s)

Versus

PREKSHI SOOD BHAGAT

.....RESPONDENT(s)

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Bhupinder Ghai, Advocate
for the petitioners.

Ms. Darika Sikka, Advocate and
Mr. Shankar Wig, Advocate
for the respondent.

NIDHI GUPTA, J.(Oral)

1. Prayer in this present petition filed under Section 482 Cr.P.C., is for quashing of complaint case bearing No.DV/24/2024 dated 18.01.2024 titled as ‘Prekshi Sood Bhagat Vs. Hemant Bhagat and Others’ filed under Sections 12 read with Sections 18, 19 and 22 of Protection of Women from Domestic Violence Act, 2005, pending before Learned Judicial Magistrate Ist Class, Gurugram, Haryana.
2. At the very outset, learned Senior counsel for the petitioners submits that he may be permitted to withdraw the present petition with liberty to take recourse to the appropriate remedy, in accordance with law, in view of judgment dated 24.04.2023 passed by a co-ordinate Bench of this Court in CRM-M-19553-2023, titled as ‘Jaspal Kaur Alias Pinki and others vs. State of Punjab and another’,



wherein it has been held that ‘the proceedings under Section 12 of the DV Act are civil in nature, therefore, a petition under Section 482 Cr.P.C. or revision under Section 397 Cr.P.C., assailing the order passed in complaint filed under the provisions of DV Act are not maintainable’.

3. In view of the above, the present petition is dismissed as withdrawn, with the liberty aforesaid.

15.05.2024

Aman Dua

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No