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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM-M-10339-2022 (O&M)
Date of decision: 27.05.2024**

Prem Chand Gupta

... Petitioner

Vs.

Veena Gupta

... Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

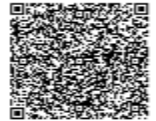
Present: Mr. Rohit Samhotra, Advocate
for the petitioner.

Ms. Divya Sharma, Advocate
for the respondent.

HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') seeking quashing of the judgment and order dated 12.05.2017 (Annexure P-3) passed by learned Judicial Magistrate 1st Class, Panchkula, vide which maintenance of Rs.15,000/- per month had been awarded in favour of the respondent and the judgment and order dated 05.09.2017 (Annexure P-4) passed by learned Additional Sessions Judge, Panchkula, whereby the appeal filed by the

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petitioner-husband against the order dated 12.05.2017 (Annexure P-3), had been dismissed.

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, provisions of Cr.P.C. cannot be invoked to challenge proceedings emerging out of the Act.

3. Faced with this situation, learned counsel for the petitioner 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 Dismissed as withdrawn with liberty aforesaid.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

27.05.2024
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No