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IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRR-517-2023 (O&M)

Date of Decision: 24.07.2024

PARAS

...Petitioner

V/S

RAHUL

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Meenakshi Saroop, Advocate for
Mr. Vishal Yadav, Advocate
for the petitioner.

Mr. Babbar Bhan, Advocate
for the respondent.

HARPREET SINGH BRAR J. (Oral)

1. Present revision petition has been preferred against the judgment dated 23.12.2022 passed by learned Additional Sessions Judge, Panchkula vide which the appeal filed by the respondent was accepted and order of learned trial Court dated 21.12.2017 vide which maintenance amount of Rs. 11,000/- per month was granted to the petitioner, was set aside.

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. 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 revision petition.

4. Dismissed as withdrawn with liberty aforesaid.

24.07.2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No