



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13182-2024(O&M)
Decided On: 15.05.2024

NEETIE SODHI AND ANOTHER

.....PETITIONER(s)

Versus

PAVNEET KAUR

.....RESPONDENT(s)

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: Mr. Saurav Bhatia, Advocate
for the petitioners.

Ms. Rahul, Advocate
for the respondent.

NIDHI GUPTA, J.(Oral)

1. Prayer in this present petition filed under Section 482 Cr.P.C. is for quashing the complaint and impugned orders dated 26.07.2023 and 29.07.2023 (Annexure P-2) passed by the learned Judicial Magistrate Ist Class, District SAS Nagar (Mohali) in Case No. COMA/86/2023 dated 25.07.2023 titled as 'Pavneet Kaur Vs. Tejinder Singh Walia and Others', filed under Section 12 of the Protection of Women from Domestic Violence Act, 2005 (for short 'the DV Act').

2. At the very outset, learned 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 In view of the above, the present petition is dismissed as withdrawn, with the liberty aforesaid.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