



225 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRR-582-2024 (O&M)

Date of Decision: 19.07.2024

MAKHAN LAL SINGLA

...Petitioner

V/S

AKANKSHA JAIN AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Anmol Puri, Advocate
for the petitioner.

Mr. Ravi Kant Gupta, Advocate
for respondents.

HARPREET SINGH BRAR J. (Oral)

1. The present petition has been filed by the petitioner challenging the judgment dated 23.01.2024 passed in criminal appeal No. 469/2023 titled as *Akansha Jain Vs. Tarun and Others*, whereby, respondent No. 1 who was the appellatant in that case, was permitted to appear as a witness through video conferencing.

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 petition.
4. Dismissed as withdrawn with liberty aforesaid.

19.07.2024

Ajay Goswami

(HARPREET SINGH BRAR)

JUDGE

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No