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IN THE HIGH COURT OF PUNJAB AND HARYANA  
CHANDIGARH

CRM-M-16767-2021 (O&amp;M)

Date of Decision: 20.08.2024

DARA SINGH AND OTHERS

...Petitioners

V/S

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Jaspreet Kaur Sandhu, Advocate  
for Mr. D.S. Gandhi, Advocate  
for the petitioners.

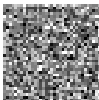
Mr. Rishabh Singla, AAG Punjab.

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HARPREET SINGH BRAR J. (Oral)

1. Present petition has been filed under Section 482 of Cr.P.C. seeking quashing of complaint No. 4/2020 dated 12.02.2020 filed in the Court of Learned Illaqa Magistrate, Judicial Magistrate Ist Class, Baba Bakala Sahib under Section 12 of Protection of Women from Domestic Violence Act, 2005 as well as summoning order and all subsequent proceedings arising out of the said complaint (Annexure P-3).

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 petitioners wishes to withdraw the present petition and 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- Dismissed as withdrawn with liberty aforesaid.

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|--------------|---------------------------|--------|
| 20.08.2024   | (HARPREET SINGH BRAR)     |        |
| Ajay Goswami | JUDGE                     |        |
|              | Whether speaking/reasoned | Yes/No |
|              | Whether reportable        | Yes/No |