



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-16900-2024

Date of Decision: 14.05.2024

Tarsem Singh alias Sukhi

.... Petitioner

Versus

Kiranjeet Kaur

.... Respondent

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - Mr. Gurbir Singh Sidhu, Advocate for the petitioner.

NIDHI GUPTA, J. (ORAL)

Prayer in the present petition filed under Section 482 Cr.P.C. is for quashing of the order dated 02.12.2016 (Annexure P-1) passed by learned Chief Judicial Magistrate, Sangrur vide which the petitioner has been directed to pay monthly maintenance of Rs.4,000/- p.m. to the respondent and order dated 08.12.2023 (Annexure P-7) passed by the learned Chief Judicial Magistrate, Sangrur vide which the conditional warrants of arrest of the petitioner has been issued.

At the very outset, learned counsel for the petitioner 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’.

In view of the above, the present petition is dismissed as withdrawn, with the liberty aforesaid.

14.05.2024
Divyanshi

(NIDHI GUPTA)
JUDGE

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