

118

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16694-2024 (O&M)
Date of decision: 05.04.2024

Nirmal Kaur

... Petitioner

Vs.

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Gurmeet Singh, Advocate and
Mr. S.K. Kanojia, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') for quashing of complaint filed by respondent No.2 under the Protection of Women from Domestic Violence Act, 2005 (for short 'the Act'), bearing No.COMA/92/2023 titled as *Paramjit Kaur Vs. Simran and others* (Annexure P-1) and all the subsequent proceedings arising therefrom.

2. Learned counsel for the petitioner wishes to withdraw the present petition in view of judgments rendered by the Hon'ble Supreme Court in *Kamatchi Vs. Lakshmi Narayanan, 2022 SCC Online SC 446* and *Kunappareddy Vs. Kunappareddy Swarna Kumari, (2016) 11 SCC 774*, by

the Hon'ble 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 and seeks liberty to invoke appropriate remedy on the same cause of action, in accordance with law, for redressal of grievance raised in the present petition, as this Court cannot be approached by invoking the provisions of Cr.P.C. in a case arising out of a complaint filed under Section 12 of the Act.

3. Dismissed as withdrawn with liberty aforesaid.

05.04.2024
vishnu

[HARPREET SINGH BRAR]
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No