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**IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH****CRR-1357-2015 (O&M)****Date of Decision: 01.08.2024****KANTA DEVI****...Petitioner****V/S****SUNIL KUMAR AND OTHERS****...Respondents****CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**

Present: Ms. Mamta Panwar, Advocate
for the petitioner.

Mr. Karandeep Singh, Advocate for
Mr. Bijender Dhankar, Advocate for the respondents.

**********HARPREET SINGH BRAR J. (Oral)**

1. This revision petition has been preferred against the impugned judgments dated 12.08.2014 and 15.01.2024, passed by the Courts below whereby applications filed by the petitioner under Protection of Women from Domestic Violence Act, 2005 have been dismissed.

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

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4.

Dismissed as withdrawn with liberty aforesaid.

01.08.2024

Ajay Goswami

(HARPREET SINGH BRAR)

JUDGE

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No