



214 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRM-M-32252-2021 (O&M)

Date of Decision: 15.05.2024

AMANI AND OTHERS

...Petitioner

V/S

BALJIT KAUR

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Pankaj Garg, Advocate
for the petitioner.

Mr. Amtiaz Sandhu, Advocate
for the respondent.

HARPREET SINGH BRAR J. (Oral)

1. Prayer in the present petition is for quashing of the petition under Sections 12, 18, 19, 20 and 22 of Protection of Women from Domestic Violence Act, 2005 (for short 'the Act') filing No. 49747/2020 and Registration No. 8889/2020 filed on 26.10.2020 titled as *Baljit Kaur Vs. Amani and Others* and also to quas the impugned summoning order dated 26.10.2020 along with subsequent proceedings arising therefrom.

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



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3.
- Faced with this situation, learned counsel for the petitioners 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- Dismissed as withdrawn with liberty aforesaid.
5.
- Pending CRM(s), if any, are also disposed of accordingly.

15.05.2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No