



CRR-724-2018 (O&M)

-1-

213 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRR-724-2018 (O&M)

Date of Decision: 09.05.2024

SUKHDEV @ SONU

...Petitioner

V/S

MUNNI @ MONIKA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: None for the petitioner.

HARPREET SINGH BRAR J. (Oral)

1. The present revision petition has been filed under Section 401 of Cr.P.C. seeking setting aside of the impugned judgments dated 13.10.2017 and impugned order dated 04.05.2017 (Annexure P-3) passed by learned Judicial Magistrate Ist Class, Jhajjar and further seeking setting aside of the interim maintenance awarded by both the Courts below.

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. In view of the above, present revision petition stands dismissed with liberty to the petitioner 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. Pending CRM(s), if any, are also disposed of accordingly.

09.05.2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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