

2024:PHHC:107937



CRM-M-36282-2021

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

249

CRM-M-36282-2021

Date of decision: August 21, 2024

GURPREET SINGH AND OTHERS

....Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

**CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**

Present:- Mr. Ankit Sharma, Advocate for,  
Mr. M.K Dhot, Advocate for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

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**HARPREET SINGH BRAR, J.**

1. Present petition has been filed under Section 482 Cr.P.C to quash the complaint i.e COMA 31, dated 10.7.2020, under Sections 12, 18, 20, 22, 23 of Protection of Women from Domestic Violence Act along with all 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**

2024:PHHC:107937



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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 wishes to withdraw the present petition and 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 Dismissed as withdrawn with liberty aforesaid.

**( HARPREET SINGH BRAR )  
JUDGE**

**August 21, 2024**  
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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable:       | Yes/No |