



253

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRM-M-32955-2023 (O&M)

Date of Decision: 28.08.2024

PAWAN KUMAR AGGARWAL

...Petitioner

V/S

PALLAVI AGGARWAL

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Mohinder Kumar, Advocate
for the petitioner.

Mr. Arvind Mittal, Advocate
for the respondent.

HARPREET SINGH BRAR J. (Oral)

1. Present revision petition has been filed under Section 482 of Cr.P.C. seeking quashing of impugned complaint CIS No. COMA/16032/2018 titled as '*Pallavi Aggarwal V/s Shivam Aggarwal and Others*' filed under Sections 12, 17, 18, 19, 20, 22 and 23 of Protection of Women from Domestic Violence Act, 2005 pending in the Court of learned Judicial Magistrate Ist Class, Ludhiana and impugned order dated 22.11.2018 and 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* 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 Dismissed as withdrawn with liberty aforesaid.

28.08.2024	(HARPREET SINGH BRAR)	
Ajay Goswami	JUDGE	
	Whether speaking/reasoned	Yes/No
	Whether reportable	Yes/No