

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

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CRM-M-47174-2021(O&M)

Date of order: 24.04.2024

Meenakshi

.....Petitioner(s)

Vs.

Pardeep Sharma & Others

.....Respondent(s)

CORAM: HON’BLE MS. JUSTICE NIDHI GUPTA

Present:- Mr. Virender Soni, Advocate
for the petitioner.

Nidhi Gupta, J.

Present petition emanates from the proceedings under the Protection of Women from Domestic Violence Act.

2. At the very outset, learned counsel for the petitioner submits that he may be permitted to withdraw the present petition with liberty to take recourse to the appropriate remedy, in accordance with law, in view of judgment dated 24.04.2023 passed by a co-ordinate Bench of this Court in CRM-M-19553-2023, titled as ‘Jaspal Kaur Alias Pinki and others vs. State of Punjab and another’, wherein it has been held that ‘*the proceedings under Section 12 of the DV Act are civil in nature, therefore, a petition under Section 482 Cr.P.C. or revision under Section 397 Cr.P.C., assailing the order passed in complaint filed under the provisions of DV Act are not maintainable*’.

3. In view of the above, the present petition is dismissed as withdrawn, with the liberty aforesaid.

4. Pending application(s) if any also stand(s) disposed of.

24.04.2024
Sunena

(Nidhi Gupta)
Judge

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