



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

244-2

**CRR-2146-2023 (O&M)
Date of decision: 22.07.2024**

MOHIT JINDAL

....Petitioner

Versus

SUDESH KUMARI

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present : Mr. C.S. Rana, Advocate
for the petitioner.

Mr. Dishant Jindhal, Advocate for
Mr. Ashwani Kumar Talwar, Advocate for the respondent.

HARPREET SINGH BRAR. J.(Oral)

1. Present revision petition has been filed under Section 401 of Cr.P.C. seeking quashing of the impugned order dated 31.07.2023 passed by the Court of learned Additional Sessions Judge, Ludhiana.
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 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 Dismissed as withdrawn with liberty aforesaid.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. All pending application(s), if any, stand **disposed** of accordingly.

22.07.2024
amandeep

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No