

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

202 CRR-2367 of 2023 (O&M)
DECIDED ON: 22nd July, 2024

Guravtar SinghPETITIONER

VERSUS

Gurjit Kaur and othersRESPONDENTS

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA.

Present: Mr. V.K. Sandhi, Advocate for petitioner.
Mr. Jivtesh Singh Negi, Advocate for respondent No.1.

NIDHI GUPTA., J (ORAL)

Prayer in the present revision petition is for setting aside the order dated 31.7.2023 on an application under Section 23 the Protection of Women from Domestic Violence Act, 2005 (for short- 'the DV Act) in case titled 'Gurjit Kaur Versus Guravtar Singh'.

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*'.

In view of the above, the present petition is dismissed as withdrawn, with the liberty aforesaid.

(NIDHI GUPTA)
JUDGE

22nd July, 2024
reema

Whether speaking/reasoned Yes
Whether reportable No