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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR-2550-2023 (O&M)
Date of decision: 18.09.2024

Neha

... Petitioner

Vs.

Tejender Singh Chauhan and another

... Respondents

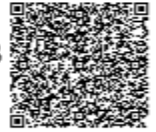
CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Rishi Pal Singh Garttan, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. The present revision petition has been preferred against the impugned order dated 11.10.2023 passed by learned Additional Sessions Judge, Karnal, vide which interim maintenance of Rs.15,000/- per month awarded to the petitioner by learned Judicial Magistrate 1st Class, Karnal, in a petition filed under Section 12 of the Protection of Women from Domestic Violence Act, 2005, has been reduced to Rs.12,000/- per month.

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 the Protection of Women from Domestic Violence Act, 2005.

3. Faced with this situation, learned counsel for the petitioner wishes to withdraw the present petition and seeks liberty to invoke the 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 Dismissed as withdrawn with liberty aforesaid.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

18.09.2024
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No