



213 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRR-2548-2023 (O&M)
Date of Decision: 11.09.2024

KIRPAL SINGH AND OTHERS

...Petitioners

V/S

PRIYA

...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Gurjot Singh Sadhrao, Advocate
for the petitioner.

HARPREET SINGH BRAR J. (Oral)

1. Present revision petition has been filed by the petitioners assailing the *ex parte* order dated 08.12.2022, passed in COMA-108-2020, filed under Section 12 of Protection of Women from Domestic Violence Act, 2005, whereby maintenance to the tune of Rs. 3,000/- per month to respondent and Rs. 2,000/- per month each to her minor daughters had been directed to be paid by the petitioner No. 1.

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 petitioners 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 Dismissed as withdrawn with liberty aforesaid.

11.09.2024	(HARPREET SINGH BRAR)	
Ajay Goswami	JUDGE	
	Whether speaking/reasoned	Yes/No
	Whether reportable	Yes/No