116-2 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-60968-2023
Date of decision: 31.07.2024

Satinder Kaur and others ....Petitioners

Versus

Inderpreet Kaur and another ...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Narender Pal Bhardwaj, Advocate
for the petitioners.

Ms. Geeta Sharma, DAG, Haryana.

HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 482 Cr.P.C. seeking quashing of impugned complaint bearing No.151 of 2023 dated 04.09.2023 (Annexure P-1) under Section 12/17/18/19/20/22/23 of the Protection of Women from Domestic Violence Act, 2005 and summoning order dated 04.09.2023 (Annexure P-2).

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 from Domestic Violence Act, 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 Dismissed as withdrawn with liberty aforesaid.

(HARPREET SINGH BRAR)
JUDGE

31.07.2024
Neha

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

Neha
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I attest to the accuracy and
integrity of this document