

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____ OF 2025
[ARISING FROM SLP(CrL.) No.9534 OF 2025]

V. KRISHNAMMA & ORS.

APPELLANT(S)

VERSUS

GARIMA BAIS

RESPONDENT(S)

O R D E R

1. Leave granted.
2. The appellants are before this Court challenging the order dated December 10, 2024 passed by the High Court of Madhya Pradesh at Indore, whereby a **petition** filed by them under **Section 528** of the **Bhartiya Nagarik Suraksha Sanhita, 2023** (**Section 482 Cr.P.C.**) seeking quashing of proceedings initiated by the respondent under the **Protection of Women from Domestic Violence Act, 2005** (for short 'the D.V. Act') has been **dismissed**, as **not maintainable**.
3. Learned counsel for the parties do not dispute that the law on the **issue** is **well settled** by a **judgment** of this Court in **Shaurabh Kumar**

Tripathi vs. Vidhi Rawal¹, wherein it was opined that the petition under Section 482 of the Cr.P.C. challenging proceedings emanating from Section 12(1) of the D.V. Act is maintainable.

4. In view of the aforesaid judgment of this Court, the view expressed by the High Court holding the quashing to be not maintainable, cannot be legally sustained.

5. The impugned order passed by the High Court is set aside and the matter is remitted back for fresh consideration on merits.

6. The parties are directed to appear before the High Court on 11.11.2025.

7. The present appeal stands disposed of accordingly.

8. All pending applications also stand disposed of.

....., J.
(RAJESH BINDAL)

....., J.
(MANMOHAN)

NEW DELHI;
OCTOBER 28, 2025.

ITEM NO.18

COURT NO.13

SECTION II-E

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (CrL.) No(s). 9534/2025

[Arising out of impugned final judgment and order dated 10-12-2024 in MCRC No. 39973/2024 passed by the High Court of Madhya Pradesh at Indore]

V. KRISHNAMMA & ORS.

Petitioner(s)

VERSUS

GARIMA BAIS

Respondent(s)

IA No. 145390/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT AND IA No. 145391/2025 - EXEMPTION FROM FILING O.T.

Date : 28-10-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE MANMOHAN

For Petitioner(s) :Mr. A Velan, AOR
Ms. Navpreet Kaur, Adv.
Mr. Prince Singh, Adv.
Ms. Kanika Sharma, Adv.

For Respondent(s) :Ms. Amiy Shukla, AOR
Mr. Shakti Vardhan, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal stands disposed of in terms of the signed order.

All pending applications also stand disposed of.

(NEETU KHAJURIA)
ASST.REGISTRAR-CUM-PS

(AKSHAY KUMAR BHORIA)
COURT MASTER

(Signed order is placed on the file.)