

Court No. - 1

Case :- MATTERS UNDER ARTICLE 227 No. - 9888 of 2023

Petitioner :- Vikas Kumar Singh

Respondent :- Richa Singh

Counsel for Petitioner :- Satya Prakash,Raj Kumar Yadav

Counsel for Respondent :- Rashid Ali,Abhishek Gupta

Hon'ble Jayant Banerji,J.

1. Heard Mr. Vikas Kumar Singh, the petitioner who is appearing in person, and Mr. Pradeep Kumar (Advocate Roll-A/P 0232/12), Advocate holding brief of Shri Rashid Ali, learned counsel for the respondent.

2. This petition has been filed seeking the following relief:

"(i) Direct the learned Principal Judge, Family Court, Sonbhadra to decide the Matrimonial Case No.179/2022 (Richa Singh and Vikas Kumar Singh), under Section 13-B Hindu Marriage Act, pending before him expeditiously within stipulated period fixed by this Hon'ble Court in accordance with law;"

3. When the matter was listed on 25.9.2023, it was stated on behalf of the petitioner that in terms of the settlement arrived at between the parties, the petitioner had paid certain amount to the respondent and after receiving the said amount, the opposite party had turned hostile and she is no longer willing to divorce the petitioner on mutual consent. Accordingly, the Court directed issuance of notice to the respondent.

4. The office reported that notice was issued fixing 17.10.2023 and vakalatnama has been filed by Mr. Rashid Ali, Advocate appearing for the respondent. In view of the office report dated 16.10.2023, notice on the respondent is sufficient.

5. Learned counsel for the respondent states that the respondent is appearing before the trial court and the respondent wishes to obtain divorce from the petitioner as soon as possible.

6. The petitioner as well as the counsel for the respondent state that the next date fixed in the matter before the Family Court concerned is 17.11.2023. The petitioner as well as counsel for the respondent undertake that the parties will appear before the court on 17.11.2023, which is the next date fixed.

7. Under the facts and circumstances and provided there is no

legal impediment, the concerned Family Court is requested to proceed with the matter in accordance with law without granting any unnecessary adjournment to either of the parties. The parties shall appear before the Family Court on every date fixed unless there are unforeseen or pressing circumstances.

8. This petition is, accordingly, **disposed of**.

Order Date :- 28.10.2023

K.K.Tiwari

(Jayant Banerji, J.)