

Court No. - 44

Case :- MATTERS UNDER ARTICLE 227 No. - 11888 of 2023

Petitioner :- Paramjeet Singh Yadav

Respondent :- Smt. Ujala Yadav @ Ankita

Counsel for Petitioner :- Nagina Singh Yadav

Hon'ble Ashutosh Srivastava,J.

1. Heard Shri Nagina Singh Yadav, learned counsel for the petitioner.
2. Considering the nature of the order that is proposed to be passed the notice upon the sole respondent is being dispensed with.
3. The present petition under Article 226 of the Constitution of India has been instituted for the relief or for direction to the Principal Judge, Family Court, Ghazipur to decide the Divorce Petition No. 486 of 2022 (Paramjeet Singh Yadav vs. Smt. Ujala Yadav @ Ankita), filed under Section 13 of the Hindu Marriage Act, which is stated to be pending since 29.07.2022.
4. Learned counsel for the petitioner submits that the petitioner is a defence personnel and has instituted divorce proceedings. The opposite party has already put in appearance and filed her written statement and submits that the case otherwise is ready for final disposal and considering the mandate of Section 21-B(2) of the Hindu Marriage Act, 1945 that every petition shall be tried as expeditiously as possible and endeavour shall be made to conclude the trial within six months from the date of service of the notice of the petition on the respondent, learned counsel submits that the appropriate direction be issued to the Judge, Family Court seized with the proceedings to decide the divorce petition within a period

of six months.

5. Having heard learned counsel for the petitioner and having perused the record and taking note of the fact that the opposite party has already put in appearance in the proceedings and has filed her written statement and the case is otherwise ready for final disposal and also considering the mandate of Section 21-B(2), this Court is of the opinion that it is a fit case in which directions for expediting the proceedings may be issued. Accordingly, the present petition is disposed by requiring the Principal Judge, Family Court, Ghazipur to conclude and decide the Divorce Petition No. 486 of 2022 (Paramjeet Singh Yadav vs. Smt. Ujala Yadav @ Ankita), filed under Section 13 of Hindu Marriage Act, expeditiously preferably within a period of six months from the date of service of certified copy of the order of this Court in accordance with law.

Order Date :- 23.11.2023

A. Tripathi