

Court No. - 4

Case :- MATTERS UNDER ARTICLE 227 No. - 2827 of 2024

Petitioner :- Mrs. Garima Saxena

Respondent :- Dr. Amit Kumar Saxena

Counsel for Petitioner :- Alok Saxena, Paras Pradhan

Hon'ble Syed Qamar Hasan Rizvi, J.

Heard Shri Alok Saxena, learned counsel for the petitioner.

By means of this petition the petitioner has prayed for a direction to the Additional Principal Judge, Family Court, Court No.4, Lucknow to decide Regular Suit No.1858 of 2023 (Smt. Garima Saxena v. Dr. Amit Kumar Saxena) filed under Section 13(1)(i-a)(i-b) of the Hindu Marriage Act, 1955.

The submission of the learned counsel for the petitioner is that despite sufficient service upon the respondent, he is avoiding to appear before the court below to participate in the proceeding and by one way or the other is trying to linger on the proceeding.

In view of the order proposed to be passed in this petition, notice to the private respondent is dispensed with.

Taking into consideration the seriousness of the matter this Court directs the Additional Principal Judge, Family Court, Court No.4, Lucknow to decide the Regular Suit No.1858 of 2023 (Smt. Garima Saxena v. Dr. Amit Kumar Saxena) filed under Section 13(1)(i-a)(i-b) of the Hindu Marriage Act, 1955 on merits, as expeditiously as possible, preferably within a period of six months in accordance with law from the date a certified copy of this order is produced before him.

It is made clear that this Court has not entered into the merits of case.

With the aforesaid observations the petition is finally **disposed of**.

Order Date :- 4.6.2024

Anupam