

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT,
CHANDIGARH**

CR-3622-2015.

Decided on: May 26, 2015.

Sukhdev Singh

... Petitioner(s)

VERSUS

Seema Rani

... Respondent(s)

* * *

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

**PRESENT Mr.Mohinder Kumar, Advocate,
for the petitioner.**

M.M.S. BEDI, J (ORAL).

Vide impugned order, the application under Order 9 Rule 13 CPC, filed by the respondent-wife for setting aside ex parte divorce decree granted in favour of the petitioner- husband has been allowed.

Counsel for the petitioner has vehemently contended that the respondent-wife had refused to accept the summons and the trial Court has wrongly held that on account of process server having not been examined, the ex parte decree of divorce deserves to be set aside.

After hearing the counsel for the petitioner and going through the impugned order, I am of the considered opinion that the continuation or cessation of matrimonial bond is a serious issue affecting the life of two persons. A spouse deserves to get a fair opportunity to contest the claim of another for dissolution of marriage before this bond is ultimately broken by a decree of divorce. The impugned order appears to be in consonance with the rules of natural justice.

No ground is made out for interference in the impugned order.

The petition is dismissed.

**(M.M.S. BEDI)
JUDGE**

**May 26, 2015.
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