

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**Crl. Misc. No. M-34056 of 2016
Date of decision : 24.09.2016**

Kamini Sohal @ Sheero & Ors. ... Petitioners
versus

Sunaina & Anr. ... Respondents

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Vinod Kumar Kaushal, Advocate
for the petitioners.

ANITA CHAUDHRY, J(ORAL)

Through the instant petition, a challenge has been made to order dated 07.06.2016 vide which defence of the petitioner has been struck off in complaint No.411 of 2015 titled as “Sunaina Vs. Honey Sohal and others” under Section 12 of Protection of Women from Domestic Violence Act 2005.

Learned counsel for the petitioners states that respondent No.1 is the daughter-in-law and it is a case of run away marriage. He further states that the husband failed to appear and he was proceeded ex parte and there was a confusion regarding the date, therefore, written reply could not be filed and the adjournment had been granted only for two days and their defence was struck off. He further submits that the petitioners are ready to deposit the costs and they are requesting for one opportunity only.

The petition is allowed and impugned order dated 07.06.2016 is set aside on payment of Rs.7500/- as costs to the respondents.

The petitioners shall appear before the Court below on 05.10.2016 and will file their written statement on the same day. It is made clear that no further opportunity shall be granted to file the reply. On doing the needful the trial Court shall proceed with the case in accordance with law.

**(ANITA CHAUDHRY)
JUDGE**

September 24, 2016
M. Negi

Whether speaking/reasoned	:	Yes
Whether reportable	:	No