

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

CM No.2120-CII of 2017 &
Civil Revision No.323 of 2017
Date of decision: 14.02.2017

Amit Chopra

... Petitioner

Versus

Pooja

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vaibhav Sehgal, Advocate for the petitioner.

ARUN PALLI, J. (Oral)

CM-2120-CII-2017

For the reasons set out in the application, which is duly supported by an affidavit, the same is allowed. The order dated 19.01.2017, is recalled, and the revision is restored to its original number.

CR-323-2017

This is a petition under Article 227 of the Constitution of India praying for a direction to the Additional District Judge, Ludhiana, to decide the petition filed by the petitioner under Section 13 of the Hindu Marriage Act, 1955, in a time bound manner. Concededly, the petitioner had even earlier filed a petition for dissolution of marriage, which was dismissed on 10.10.2012. The present petition under Section 13 of the Hindu Marriage Act was filed on 01.07.2016. No doubt, the respondent has filed the written statement, but the issues are yet to be framed. That being so, the present petition is not only misconceived, but apparently an abuse of process of law.

Be that as it may, for, the learned Additional District Judge, Ludhiana, is in seisin of the proceedings, prayer, if any, for expeditious disposal of the matter ought to have been made before the same court in the first instance.

No ground is made out.

Dismissed.

February 14, 2017
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:
Whether Reportable:

YES/NO
YES/NO