

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

CR No.7798 of 2017

Date of Decision:10.11.2017

Rajbir Singh

...Petitioner

Versus

Sushma

...Respondents

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.R.S.Mamli, Advocate for the appellant.

ANIL KSHETARPAL, J.

Only prayer made in the revision petition is for issuing direction to the Family Court to decide the divorce petition under Section 13-B of the Hindu Marriage Act, 1955 on the date fixed, i.e. 18.11.2017.

Learned counsel for the petitioner has drawn attention of the Court to the order passed by this Court on 18.9.2017 (Annexure P-2) in CR No.5488 of 2017.

This Court, while disposing of the aforesaid revision petition, had observed as under:-

“Exercising judicial restraint and without commenting any further, the learned Family Court is directed to ensure early decision of the petition under Section 13(B) of the Act. Petitioner shall be at liberty to move an application for preponement of date of hearing. Learned counsel for the respondent has fairly stated that if such an application for preponement is moved, it shall not be opposed by the respondent. If any application for preponement of the date of hearing is moved by the petitioner within a period of one week

from today, the same shall be allowed by the learned Court below and the proceedings of second motion shall be taken immediately, deciding the petition under Section 13 (B) of the Act without any further delay.”

Learned counsel for the petitioner has submitted that pursuant to the order passed by this Court, application for preponement was filed and it was adjourned to 27.9.2017. However, wife-respondent was not present. Thereafter, the matter was adjourned for 4.10.2017 on which again respondent-wife was not present. Now, the Court has adjourned the case for 18.11.2017.

In view of the above, the learned Presiding Judge is requested to make a sincere effort for disposal of the divorce petition on the date fixed.

Revision is disposed of.

10.11.2017
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No