

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

120

CR-2124-2018 (O&M)

Date of Decision:02.04.2018

Dimple Suhandra

.....Petitioner

Versus

Avani @ Sunita Nachwani Suhandra

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Ashwani Bhardwaj, Advocate,
for the petitioner.

HARI PAL VERMA, J.(Oral)

Petitioner has filed the present revision petition under Article 227 of the Constitution of India, impugning the order dated 15.12.2017 (Annexure P-1) passed by learned Family Court, Gurgaon, whereby the application filed by the petitioner under Order 7 Rule 11 read with Section 151 CPC for rejection of the plaint on the ground of jurisdiction, was dismissed.

Admittedly, other litigation between the parties, which includes the proceedings under Section 125 Cr.P.C. and a criminal case under Sections 323, 380, 498-A, 506 IPC are pending at Gurgaon.

The present revision petition has emerged from the petition filed under Section 25 of the Guardian and Wards Act, so as to seek the custody of minor child, namely, Master Agastya, now aged about five years.

Since the other proceedings are pending between the parties at Gurgaon,

this Court does not find any reason to interfere in the impugned order dated 15.12.2017 (Annexure P-1), which is based primarily on the issue of jurisdiction. When the parties are agitating their respective disputes at Gurugram only, no illegality is noticed in the order dated 15.12.2017.

Dismissed.

April 02, 2018
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No