

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.3123 of 2018

Date of decision: 06.07.2018

Ravi Kumar

..... Petitioner

Versus

Ritu Kamal

..... Respondent

BEFORE: HON'BLE MR. JUSTICE B.S. WALIA.

Present: Mr. Karan Garg, Advocate for the petitioner.

B.S. Walia, J. (Oral)

[1] Prayer is for issuance of direction's to the learned trial Court to expeditiously decide the application filed under Sections 7 and 25 of the Guardian and Wards Act, 1890 as well as under Section 13 of the Hindu Minority and Guardianship Act, 1956.

[2] Learned counsel contends that the applications were filed on 20.11.2017 and despite number of dates, the same have not been decided till date without any plausible justification in respect thereto.

[3] A perusal of the zimni orders reveals that the case had been adjourned on joint request of counsel for the parties, but learned counsel contends that the petitioner never made any request for adjournment and in fact the same would be counter-productive to the claim put forth by the petitioner in the application.

[4] I have considered the submissions of learned counsel and am of the view that the orders passed by the learned Additional Civil Judge (Senior Division), Phagwara reflect the correct version of the court proceedings. In

case of stand that the position was otherwise, the only remedy available to the petitioner was to get the orders modified by moving an appropriate application.

[5] In the circumstances, I find no merit in the instant petition. Needless to mention, it would be open to the petitioner to argue the case before the learned Trial Court on the next date of hearing and this Court is sanguine that in the eventuality of arguments being addressed by the petitioner on the next date the learned trial Court would make every effort to decide the applications as expeditiously as possible in accordance with law.

[6] Revision petition is dismissed in the light of the above.

(B.S. Walia)
Judge

06.07.2018
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1. Whether speaking/reasoned : Yes/No.
2. Whether reportable : Yes/No