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

**CR No.786 of 2019 (O&M)
Date of Decision : 04.02.2019**

DR. NAVNEET KAUR**....PETITIONER****V/S****DR. RAJNEESH SIDHU****....RESPONDENT****CORAM : HON'BLE MR. JUSTICE B.S. WALIA**

Present: Mr. Abhinav Gupta, Advocate for the petitioner.

B.S. WALIA, J. (ORAL)

[1] Prayer in the revision petition is for directing the learned trial Court to expedite the proceedings and decide the interim application for handing over the custody of 1 ½ year old minor child in a time bound manner.

[2] Brief facts of the case, leading to the filing of the revision petition are that a petition for custody of the minor 1 ½ year old daughter of the petitioner was filed on 04.10.2018. Respondent filed reply on 07.01.2019, after availing 05 opportunities. Thereafter, the case has been adjourned on 16.01.2019 and 31.01.2019 purportedly on request and the case is now fixed for 26.02.2019.

[3] Learned counsel contends that the child, whose custody is sought is a 1 ½ year old female child and in view of Section 6(a) of the *Hindu Minority and Guardianship Act, 1956*, the custody of a child less than 05 years is ordinarily to remain with the mother, more so in the case of a female child.

Learned counsel contends that in the circumstances, it is imperative that the case be decided as expeditiously as possible.

[4] In view of the innocuous nature of the prayer, I do not propose to issue notice as the same would entail unnecessary delay besides unnecessary expense being incurred by the respondent for engaging a counsel to represent him before the High Court and in the circumstances, dispose of the revision petition by directing the learned Civil Judge (Senior Division), Mansa, to endeavour to expeditiously decide the application in accordance with law, preferably by the next date i.e. 26.02.2019.

Revision petition is **disposed of**.

(B.S. WALIA)
JUDGE

February 04, 2019

rajneesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No