

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

**FAO-28-2021 (O&M)
Date of Decision : 18.01.2021**

Manish Petitioner

Versus

Saurabh Respondent

**CORAM : HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA**

Present : Mr. Vishal Yadav, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (Oral)

Petition under the Hindu Minority and Guardianship Act, preferred by the appellant-petitioner has been dismissed on the ground of jurisdiction leading to the filing of the present appeal.

Admittedly, the appellant as well as respondent had co-habited in Delhi. The child was born in Delhi and had been staying with them at Delhi. Consequently, as per the allegations, the appellant, who is the wife herein, had been thrown out of the matrimonial house alone and the custody of the child had been retained forcibly by the father-respondent. The child had not resided with the appellant at Rewari where the petition under Sections 6 and 13 of the Hindu Minority and Guardianship Act, 1956 was filed.

In the light of these admitted facts, the order dated 17.12.2020,

passed by the Principal Judge, Family Court, Rewari cannot be faulted with and, therefore, do not call for any interference.

The appeal, being without any merit, thus, stands dismissed.

(AUGUSTINE GEORGE MASIH)
JUDGE

18.01.2021
mamta

(ASHOK KUMAR VERMA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No