

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

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**CR-394 of 2021(O&M)  
Date of decision: 05.12.2022**

**Toshani Naik**

**..Petitioner**

**Versus**

**Sh. Subhranta Nail**

**..Respondent**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. S.K.Tripathi, Advocate  
for the petitioner.

Mr. Punit Malik, Advocate,  
for the respondent.

**ANIL KSHETARPAL, J(Oral)**

The Family Court has dismissed the application for permission to lead additional evidence after noticing that the petitioner has already availed more than 20 opportunities to lead her evidence and she has filed frivolous applications to delay the decision of the case.

Challenging the correctness of the aforesaid order, the petition under Article 227 of the Constitution of India has been filed.

The petitioner intends to summon the Principal and the Record keeper of the Greenwood Public School, Sector 10, Gurugram, to prove that the respondent had taken away the child from school on 23.11.2016. The Court has noticed that she had admitted that on 23.11.2016, the child has been taken away by the respondent from the school premises after writing various letters to the various authorities.

Once the facts are clear, the application filed for permission to lead additional evidence has correctly been dismissed.

Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

December 05, 2022

(ANIL KSHETARPAL)  
JUDGE

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|----------------------------------|---|---------------|
| <i>Whether speaking/reasoned</i> | : | <i>Yes/No</i> |
| <i>Whether reportable</i>        | : | <i>Yes/No</i> |