

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

Sr. No.117

CR-3908-2022

Date of Decision: 16.09.2022

MANJOT KAUR

...Petitioner

VERSUS

HARPINDER SINGH

...Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr. Gurbir Singh Sidhu, Advocate
for the petitioner.

ARCHANA PURI, J.

Present revision petition has been filed for issuance of direction to learned Principal Judge (Family Court) Barnala, for recording of the statement of second motion of petitioner-Manjot Kaur, through her general power of attorney holder, namely, Mehanga Singh, who is the father of the petitioner.

Notice of motion.

Mr. Mohit Kumar, Advocate, accepts notice on behalf of respondent and filed his Vakalatnama, which is taken on record.

Initially, Manjot Kaur and Harpinder Singh had filed a petition under Section 13-B of the Hindu Marriage Act, 1955, for dissolution of marriage by way of decree of divorce by mutual consent and the statements of parties to the lis were recorded by learned Principal Judge (Family Court), Barnala on 29.11.2021. The statement of Manjot Kaur, who is presently residing in United Kingdom was recorded through video conferencing and she was identified by the respondent (petitioner No.2 before the concerned Court), namely, Harpinder Singh, as well as Mehanga Singh, Attorney holder of Manjot Kaur.

During the pendency of the petition under Section 13-B of the Hindu Marriage Act, 1955, after recording of the statements of first motion, an application was filed for seeking permission to record the statement of Manjot Kaur through video conferencing, which was allowed vide order dated 30.05.2022 by the concerned Court, copy whereof is Annexure P-4.

Perusal of the Annexure P-4 reveals that recording of the statement through video conferencing was allowed and ordered that it should be got recorded at the place of Indian Embassy/Indian Consulate.

However, now present petition has been filed by Manjot Kaur, thereby asserting that she is facing certain health issues as due to her fall in the bathroom, she has suffered a spinal cord injury and is unable to move. In these circumstances, it is difficult for her to reach the Indian Embassy/Consulate/High Commission, which is situated at Capitol of United Kingdom at London.

In these circumstances, the petitioner has made a prayer for recording of her statement of second motion through her General Power of Attorney holder, namely, Mehanga Singh, who is her father. At this juncture, also it is pertinent to mention that as evident from the order dated 29.10.2021 passed by the Court, her earlier statement was also got recorded through video conferencing, in pursuance of her identification by her father Mehanga Singh, attorney holder as well as respondent, namely, Harpinder Singh (petitioner No.2 before the concerned Court).

Considering the aforesaid circumstances, since Manjot Kaur is having serious health issues and has expressed her inability to reach the Indian Embassy/Indian Consulate, in consonance with the order dated 30.05.2022, the statement of second motion of Manjot Kaur be recorded

through her General Power of Attorney holder, namely, Mehanga Singh.

It is also submitted by learned counsel for the parties that the case before learned Lower Court is fixed for 19.09.2022 for recording of statement of second motion and in view of the same, the parties are directed to make appearance before the concerned Court on the date fixed and learned Family Court, in pursuance of the appearance of the parties shall record the statement of Manjot Kaur through her General Power of Attorney holder, namely, Mehnga Singh.

Accordingly, the instant revision petition is disposed of.

(ARCHANA PURI)
JUDGE

16.09.2022
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No