

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

CR-4473-2022 (O&M)
Date of decision: 17.10.2022

Harmandeep Kaur

...Petitioner

Versus

Sukhwinder Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Aditya Pal Singla, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for setting aside the order dated 15.09.2022, passed by the Principal Judge, Family Court, Barnala, vide which the application filed by the petitioner for waiving off the cooling period of six months, as provided under Section 13-B of the Hindu Marriage Act, was dismissed.

Learned counsel for the petitioner has relied upon a judgment of Hon'ble Supreme Court rendered in a case titled as ***Amit Kumar vs. Suman Beniwal***, Civil Appeal No. 7650 of 2021, wherein the cooling period of six months has been waived off.

After hearing learned counsel for the petitioner, it is apparent that Hon'ble Supreme Court, in exercise of its power under Article 142 of the Constitution of India, has waived off the said period and, therefore, neither the Principal Judge, Family Court nor this Court can waive off the said period.

In view of the same, the present petition is dismissed.

17.10.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No