

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR-4074-2023(O&M)
Date of Decision: 21.07.2023

HARPREET KAUR GILLPETITIONER

VS

HARINDER SINGH SANDHU RESPONDENT

CORAM: HON’BLE MR. JUSTICE GURBIR SINGH

Present: Ms. Ritu Pathak, Advocate for the petitioner-Legal Aid Counsel.

GURBIR SINGH, J. (ORAL)

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This petition is filed under Article 227 of the Constitution of India praying for directions be issued to the learned Principal Judge, Family Court, Bathinda to decide the application under Section 9 of Guardian and Wards Act, 1890 regarding jurisdiction in a time bound manner pending in Guardian and Wards Case No. GW-91-2022 titled as “Harinder Singh Sandhu V. Harpreet Kaur Gill”.

Learned counsel for the petitioner submits that in the month of January, 2023, application under Section 9 of Guardian and Wards Act, was moved in the petition pending under Section 25 of the Guardian and Wards Act before the learned Principal Judge, Family Court, Bathinda on the ground to dismiss the said petition as Family Court, Bathinda Court has no territorial jurisdiction to decide the same. The learned Family Court, Bathinda is entertaining the other applications, instead of deciding the same first.

Learned counsel for the petitioner further submits that she would be satisfied if the application under Section 9 of the Guardian and Wards Act is disposed of in a time bound manner. Since the application under Section 9 of the Guardian and Wards Act is required to be decided first as question of jurisdiction is raised so learned Family Court, Bathinda is directed to dispose of the application of the petitioner under Section 9 of the Act as expeditiously as possible but not later than one month from the next date of hearing, fixed in the said Court.

Petition stands disposed of.

21.07.2023
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(GURBIR SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>