

135.

2023:PHHC:134326

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-5491-2023 (O&M)

Date of decision: 16.10.2023

RITESH PANGASA

.... Petitioner

Versus

SWATI PATHANIA

.... Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Ritesh Pandey, Advocate, for the petitioner.

GURBIR SINGH, J. (Oral)

Prayer in this revision petition filed under Article 227 of the Constitution of India is for issuance of direction to the Family Court at Gurdaspur to decide the petition filed by the petitioner-husband under Section 13 of Hindu Marriage Act vide HMA No.596 of 2019 titled as *Ritesh Pangasa Versus Swati Pathania*, pending in the Court of learned Principal Judge, Family Court at Gurdaspur expeditiously.

At this stage, Mr. Raj Karan Singh Verka, Advocate, has caused appearance on behalf of respondent and filed memo of appearance, which is taken on record.

On the last date of hearing i.e. 27.09.2023, the following order was passed:-

The Bar Association has resolved to observe "No Work Day" today i.e. on 27.09.2023 in solidarity with the DBA, Sri Muktsar Sahib.

Petitioner-husband in person is present in the Court and submits for early disposal of his case pending

adjudication before the Ld. Family Court, Gurdaspur. He contends that the respondent-wife is delaying the matter on one pretext or the other.

Adjourned to 16.10.2023.

Let report from the concerned Court be called for on or before the next date of hearing.”

Pursuant to above said order, report dated 06.10.2023 from the learned Principal Judge, Family Court, Gurdaspur has been received. It is stated that the case is pending for respondent's evidence.

Learned counsel for the petitioner submits that at this stage, the petitioner would be satisfied in case direction is issued to the learned Family Court to dispose of the case pending before it expeditiously. It is contended that the respondent-wife is delaying the matter one one pretext or the other.

Learned counsel for the respondent submits that there is no question of getting any unnecessary adjournment by respondent. The allegations are false.

Keeping in view that divorce petition was filed in the year 2019 and same is still pending, present petition is disposed of with a direction to the concerned learned Family Court to dispose of the petition filed before it expeditiously without giving any unnecessary adjournments.

(GURBIR SINGH)
JUDGE

October 16, 2023

sanjeev

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No