

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

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Criminal Misc. No. M-6515 of 2024

Date of decision :-07.02.2024

Shubhjeet Kaur

.....Petitioner

Versus

Varjeet Singh

.....Respondent

CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- Mr. Siddharth Gupta, Advocate
for the petitioner.

NIDHI GUPTA J. (Oral)

Prayer in this petition is for issuing directions to learned trial Court/Additional Principal Judge, Family Court, Bathinda to proceed with the trial in case bearing No.MNT/494/2021 dated 16.12.2021 titled as 'Shubhjeet Kaur vs. Varjeet Singh' (Annexure P-2) filed under Section 125 Cr.P.C., and decide the application dated 15.09.2023, filed on 19.09.2023 (annexure P-16).

Learned counsel for the petitioner-wife *inter alia* submits that the petitioner had filed the petition, detailed above, under Section 125 Cr.P.C. in December 2021. Thereafter, notice in the same was issued to the respondent-husband, who was served through his father at the given residential address. However, despite service, none appeared on behalf of respondent before the concerned Family Court. Thereafter, notice to the respondent was again issued at his office address, where also valid service was effected upon the respondent.

Despite valid service effected upon the respondent, there was no representation on his behalf before the Family Court. As such, the petitioner filed an application dated 15.09.2023 (filed on 19.09.2023) (Annexure P-16) before the learned Family Court, Bathinda seeking permission to serve the respondent through his Whatsapp No.7589052791 and email 'varjeet91@gmail.com', which constitutes valid service. Learned counsel for the petitioner submits that though this application was filed as far back as on 19.9.2023, however, no decision thereupon has been taken till date and therefore prays that the said application be decided expeditiously in the interest of justice.

Accordingly, this petition is being **disposed of** with a direction to the Additional Principal Judge, Family Court, Bhatinda to decide the said application dated 15.09.2023 (filed on 19.09.2023) (Annexure P-16) within six weeks from the date of receipt of certified copy of this order.

February 07, 2024
Vijay Asija

(**NIDHI GUPTA**)
JUDGE

Whether speaking/reasoned Yes / No
Whether Reportable Yes / No