

CR-5633-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
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CR-5633-2024 (O&M)

Date of decision: 25.09.2024

VINJAY MAHAJAN

.....PETITIONER

V/S

RISHITA @ RISHU MAHAJAN

.....RESPONDENT

CORAM: HON'BLE MRS. JUSTICE RITU TAGORE

Present: Mr. Aayush Gupta, Advocate,
for the petitioner.RITU TAGORE, J. (ORAL)

1. This revision petition has been filed by the petitioner with a prayer for issuance of directions to the learned Additional Principal Family Judge, Family Court, Ludhiana, to decide CIS No. HMA/385/2022 (Annexure P-1) titled as 'Vinay Mahajan vs. Rishita @ Rishu Mahajan' in a time bound manner.
2. Given the limited prayer, the issuance of notice to the respondent is dispensed with.
3. Learned counsel for the petitioner submits that earlier petitioner had filed a revision bearing No. 6845 of 2023 titled as 'Vinay Mahajan vs. Rishita @ Rishu Mahajan' with similar prayer to time bound the decision of the petition bearing No. HMA/385/2022 (Annexure P-1) titled as 'Vinay Mahajan vs. Rishita @ Rishu Mahajan (Annexure P-1). The said petition was disposed of vide order dated 15.11.2023 (Annexure P-3) with a direction to dispose of the petition in an expeditious manner without granting unnecessary adjournments.
4. Learned counsels submits that even after passing of the order dated 15.11.2023 *ibid* the respondents continued to delay the proceedings of the petition



by filing frivolous applications. To support his contention, learned counsel referred to the *zimini* orders (Annexure P-9).

5. I have heard the learned counsel for the petitioner and with his able assistance, have gone through the paper-book.

6. Perusal of the paper-book shows that proceedings are going on in the present petition (Annexure P-1) though at nascent stage for the evidence of the petitioner. At this stage, this Court is of the view that no specific directions are required to be given to the learned Trial Court to decide the case in a time bound manner. However, this Court is sanguine that learned Trial Court shall make sincere endeavour to dispose of the petition expeditiously without granting undue adjournments while keeping in view the provisions of Section 21B (2) of the Hindu Marriage Act, 1955.

7. It is to be noted that concept of right to speedy trial focuses on expeditious case resolution to enhance the efficacy and credibility of judiciary.

8. Needless to mention, parties to the suit shall assist the Court in expeditious disposal of the case.

9. In view of the above, this revision petition stands disposed of accordingly.

10. Pending applications, if any, also stand disposed of accordingly.

September 25, 2024

pj

(RITU TAGORE)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No