

2024:PHHC:152353



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

131

CR-6310-2024 (O&M)
Date of decision: 20.11.2024

Bhanu Rani

...Petitioner

Versus

Deepak Prakash

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Aashish Chopra, Sr. Advocate with
Mr. Varun Aryan Sharma, Advocate for the petitioner.

VIKAS SURI, J. (Oral)

1. This petition has been filed under Article 227 of the Constitution of India by petitioner-Bhanu Rani for setting aside order dated 21.10.2024 (Annexure P-1) passed by learned Principal Judge, Family Court, Gurugram, whereby the application moved under Section 12 of the Guardians and Wards Act, 1890, seeking *ex parte* visitation rights was adjourned, as in the opinion of the Court, the said application should not be decided without hearing the other side.

2. Notice of the petition was issued.

3. Mr. Neeraj Kumar Garg, Advocate with Mr. Pushp Jain, Advocate, have put in appearance on behalf of the respondent and filed their power of attorney in the Court, which is taken on record.

4. At the very outset, learned counsel for the respondent submits that though he has been able to obtain copy of the revision petition today only, the present petition can be disposed of in the light of



the submissions, he would be making before this Court. Learned counsel for the respondent would submit that prayer in the application before the Court below is for seeking *ex parte* visitation rights and now that he has put in appearance before the said Court, he undertakes to file his reply to the aforesaid application within two days. It is further submitted that in view of having put in appearance, the prayer for seeking *ex parte* visitation rights would not survive and the Court would decide the visitation rights after hearing both the sides.

5. Learned counsel for the petitioner would submit that respondent is intentionally delaying the matter and his client would be satisfied in case a direction is issued for expeditious disposal of the application by learned Family Court.

6. Heard learned counsel for the parties.

7. In view of the consensus aforesaid, the present petition is disposed of with a direction to learned Principal Judge, Family Court, Gurugram, to dispose of the application referred to above, expeditiously in accordance with law, preferably within a period of eight weeks from the date already fixed. The parties would remain bound by their undertaking noticed hereinabove.

8. The revision petition is disposed of in the aforesaid terms.

November 20, 2024

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(VIKAS SURI)
JUDGE

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