

2024:PHHC:092799



131 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR-203-2024 (O&M)
Decided on:-23.07.2024

Tarun Deep Singh

....Petitioner..

vs.

Pritha Sabloke

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Harsh Mehla, Advocate,
for the petitioner.

Mr.Sachit Khurana, Advocate,
for the respondent.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed under Article 227 of the Constitution of India, challenge has been laid to an order dated 04.02.2023 (Annexure P-1) passed by the Court of Additional Principal Judge, Family Court, Faridabad, whereby, the defence of the petitioner-husband was struck off, he having not filed his written statement, despite repeated opportunity granted in his favour.

On 02.04.2024, the following order was passed by this Court:-

“Learned counsel for the petitioner states that petitioner is taking steps to challenge the order dated 27.09.2023 whereby he has been proceeded against ex-parte. He further submits that as on date no application has been moved before the Family Court in that regard. He seeks time to have fresh instructions.

List on 23.07.2024.

It is, however, made clear that no further adjournment shall be granted for the aforesaid purpose and the present petition would be disposed of on its merits.

It is further made clear that pendency of the present petition would be inconsequential for the proceedings before the Family Court”

2. Learned counsel for the respondent-wife informs that even the petition under Section 13(1)(ia)(ib) of Hindu Marriage Act, 1955, for dissolution of marriage filed at the instance of respondent-wife stands disposed of/allowed by the Court of Additional Principal Judge, Family Court, Faridabad vide its decision dated 12.07.2024, thereby rendering the present petition as infructuous.
3. In view of the above, the present petition is disposed of as having been rendered infructuous, however, the petitioner would be at liberty to assail the order impugned in the present petition along with the challenge, if any, made to the final judgment dated 12.07.2024 passed by learned Additional Principal Judge, Family Court, Faridabad.
4. Pending application, if any, also stands disposed of.

23.07.2024
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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/ No