



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

135

CR-1884-2025

Date of Decision: 26.03.2025

Gaurav Bajaj

.... Petitioner

Versus

Poonam

.... Respondent

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - Mr. Yashjot S. Dhaliwal, Advocate for the petitioner.

NIDHI GUPTA, J. (ORAL)

The only short prayer in the present revision petition is that a direction be issued to the learned Family Court, SAS Nagar, for deciding the petition dated 12.10.2021 (Annexure P-1) titled as 'Gaurav Bajaj vs. Poonam', filed by the petitioner under Section 13 of the Hindu Marriage Act, 1955 (for short-'the Act'), for decree of divorce in a time bound manner.

Learned counsel for the petitioner-husband, *inter alia*, submits that the aforesaid petition under Section 13 of the Act, was filed by the petitioner on 12.10.2021 seeking decree of divorce on the ground of adultery; in which *ex parte* evidence of the petitioner stood concluded on 15.07.2023. It is submitted on instructions that the petitioner does not wish to lead any further evidence. Yet matter is being adjourned by the learned Family Court till date. Accordingly, it is prayed that a direction be issued to the Family Court, to decide the divorce petition (Annexure P-1) expeditiously and in a time bound manner. It is further submitted that the 02 children born out of the wedlock of the petitioner and the respondent, are in the care and custody of the petitioner-husband.



Heard.

Perusal of the record reveals that the petitioner was married to the respondent on 29.04.2004; 02 children i.e. one daughter and one son were born out of the said wedlock, who are presently stated to be in the care and custody of the petitioner. The petitioner has filed the petition (Annexure P-1) under Section 13 of the Act, for decree of divorce on the grounds of adultery. Further, perusal of record reveals that on 15.07.2023, PW-2 and P-3 had been examined in the *ex parte* evidence of the petitioner. It has been stated by learned counsel for the petitioner that the petitioner does not wish to lead any further evidence; and the matter is being adjourned by the learned Family Court, concerned and the next date of hearing before the learned Family Court, is 07.05.2025.

Having given thoughtful consideration to the submissions of learned counsel for the petitioner and without commenting upon merits of the case, but in view of principles of natural justice, equity, good conscience and fair play; this petition is being **disposed of** without issuing Notice of Motion to the respondent as that will only further delay be matter; the learned Family Court, SAS Nagar is directed to decide the petition dated 12.10.2021 (Annexure P-1) titled as 'Gaurav Bajaj vs. Poonam', filed by the petitioner under Section 13 of the Act, expeditiously and preferably within a period of 06 months from the date of receipt of certified copy of this order.

26.03.2025

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(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No