



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.5544 of 2023 (O&M)

Date of Order:14.02.2025

Preeti

.Petitioner

Versus

Deepak

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Lokesh Sharma, Advocate
Mr. Sandeep Vashisht, Advocate
for the petitioner.

Mr. Pawan Kumar, Advocate, for
Mr. Saurabh Arora, Advocate
for the respondent.

ANIL KSHETARPAL, JUDGE (Oral)

1. The petitioner herein is the respondent's wife. The proceedings under Section 13(1)(i), (ia) & (ib) of the Hindu Marriage Act, 1955 are pending before the trial court. The petitioner was proceeded against ex-parte on 04.08.2022. She filed an application on 06.10.2022, which was dismissed for non-prosecution on 02.01.2023. The petitioner is now once again required to file an application for restoration of her application for setting aside the ex-parte proceedings.

2. Hence, the petitioner, if so advised, may avail the aforesaid remedy. As of now, the petitioner has not filed any application for restoration of her application for setting aside the ex-parte proceedings.

3. If the respondent or defendant is proceeded against ex-parte on a particular date of hearing, he or she is entitled to join on any of the next dates of hearing. The application for setting aside order is required to be



filed only if the applicant wants relegation to the same status, when he or she was proceeded against ex-parte. Otherwise, he or she can appear in the Court without praying for setting aside ex-parte order. This aspect shall be kept into consideration by the trial court while passing the order.

4. With these observations, the revision petition is disposed of.
5. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

February 14, 2025
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Whether speaking/reasoned : **Yes/No**
Whether reportable : **Yes/No**