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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CONT.CAS(C) 1428/2023 & CM APPL. 5423/2024, CM APPL. 61431/2023

MRS RASHI KOCHHAR

..... Petitioner

Through: Mr. Sandeep P. Agarwal, Senior
Advocate with Mr. Rajesh Pathak and
Ms. Tanya Chanda, Advocates.

versus

MR MANEESH KOCHHAR

..... Respondent

Through: None.

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER
30.01.2024

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CM APPL. 5423/2024

1. The present application has been filed on behalf of the petitioner under Section 151 of Code of Civil Procedure, 1908 ("CPC") for directions.
2. It is submitted that the respondent is guilty of intentional and willful breach of the undertaking given to the learned Family Court, South East District, Saket, New Delhi in *HMA No. 2613/2023* filed under Section 13B (1) of the Hindu Marriage Act, 1955, wherein the respondent had specifically undertaken to comply with the terms of the settlement arrived between the parties.
3. It is further submitted that when the matter was listed for hearing before this Court on the last date i.e. 24th January, 2024, the matter was



mentioned by learned counsel for the respondent without informing the learned counsel for the petitioner. Though the matter was subsequently mentioned by learned counsel for the petitioner before this Court, however, counsel for respondent did not turn up despite request by learned counsel for the petitioner. Hence, the present application has been filed with prayer to take the *CM APPL. 61431/2023* at an earlier date.

4. Issue notice to the respondent including through counsel, returnable on 05th February, 2024.

MINI PUSHKARNA, J

JANUARY 30, 2024

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