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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 3922/2021**

KAVITA MALIK Petitioner
Through: Ms. Juhi Arora, Advocate.

versus

STATE OF NCT OF DELHI Respondent
Through: Mr. Sumit Jidani, ASC for GNCTD
(M: 9268574300).

CORAM:
JUSTICE PRATHIBA M. SINGH

ORDER
% **24.03.2021**

1. This hearing has been done through hybrid mode (physical and virtual hearing).

CM APPL. 11792/2021 (for exemption)

2. Exemption allowed, subject to all just exceptions. Application is disposed of.

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3. The Petitioner has moved the present petition with an unusual prayer. She seeks release of a certified copy of order dated 20th July 2020, passed by the Id. Principal Judge, Family Courts, North District, Rohini Courts Delhi, in the first motion petition for a decree of divorce by mutual consent, filed by the parties.

4. The case of the Petitioner is that the judicial officer who presided in the Court as the Principal Judge, Family Court, North District, Rohini Courts, had passed an order allowing the first motion, in the petition filed by the Petitioner under Section 13B(1) of the Hindu Marriage Act, 1955, for dissolution of

marriage by a decree of divorce by mutual consent, on 20th July 2017. However, despite repeated attempts, the certified copy of the order that has been passed by the Principal Judge, has not been issued to the Petitioner. Further, Id. Counsel for the Petitioner is stated to have been informed that the order passed on 20th July, 2020 was not signed by the Id. Presiding Officer-Principal Judge and hence the same is not being released.

5. The worthy Registrar General of this court is requested to call for the records of this case titled *Ms. Kavita Malik v. Amit Malik* from the Family Courts, North District, Rohini Courts, urgently as the Id. Counsel for the Petitioner submits that although the second motion has been moved, the same is not reaching a conclusion as a certified copy of the order of the first motion has not been received yet.

6. Let the entire records of the said case be summoned by tomorrow, by a special messenger, either in an electronic or in a physical form. Id. counsel for the Respondent shall also seek instructions in this regard.

7. List on 26th March, 2021.

PRATHIBA M. SINGH, J

MARCH 24, 2021/MR/AK