

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.605 of 2012 (O&M)

Date of decision: February 10, 2015.

Rupinderdeep Kaur @ Arpinderdeep Kaur

... **Petitioner**

v.

Jagdeep Singh

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE DR. BHARAT BHUSHAN PARSOON**

Present: Shri Rajiv Joshi, Advocate, for the petitioner.

Shri Parveen Kataria, Advocate for the respondent.

Dr. Bharat Bhushan Parsoon, J. (Oral):

Counsel for the petitioner seeks transfer of the petition under Section 9 of the Hindu Marriage Act, 1955 (in short the Act) filed by the respondent-husband for restitution of conjugal rights from Amritsar to a court of competent jurisdiction at Kapurthala, preferably Sultanpur Lodhi.

It is also urged that the respondent-husband is also facing criminal proceedings inter-alia under Section 498-A IPC at Kapurthala and therefore, the petitioner apprehends threat perception while travelling 72 kilometers from Sultanpur Lodhi to Amritsar on each and every date of hearing.

Counsel for the respondent, however, states that a petition filed by the petitioner-wife at Kapurthala under Section 13 of the Hindu Marriage Act, 1955 has been dismissed in default for non appearance of the petitioner. Counsel for the petitioner states that steps are afoot to seek revival of the aforesaid petition.

In view of the submissions made by Counsel for the petitioner as also the circumstances explained, the request is allowed.

Sequely, the petition under Section 9 of the Hindu Marriage Act, 1955 pending at Amritsar is transferred to Kapurthala. Both the concerned District Judges to comply.

The petition stands disposed of.

Copy dasti on usual charges.

February 10, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge