

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

TA No.759 of 2013 (O&M)
Date of decision: March 19, 2015.

Sushila

... **Petitioner**

v.

Virender Singh

... **Respondent**

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

Present: Shri S.K. Tripathi, Advocate, for the petitioner.
None for the respondent despite service – ex-parte.

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

The respondent has been served through father. This is a sufficient service. There is no representation for the respondent. He is proceeded against ex-parte.

2. Counsel for the petitioner seeks transfer of the petition under Section 13 of the Hindu Marriage Act, 1955 (in short the Act) filed by the respondent-husband for dissolution of marriage by decree of divorce from Bhiwani to Gurgaon.

3. It is also urged that the respondent-husband is also facing proceedings under Section 125 Cr.P.C. as also under the provisions of the Protection of Women from Domestic Violence Act, 2005 and proceedings in an FIR inter-alia under Section 498-A IPC at Gurgaon. Besides this, it is very difficult for her to travel 100 kilometers from Gurgaon to Bhiwani on each and every date of hearing.

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

5. Sequelly, the petition under Section 13 of the Hindu Marriage Act, 1955 pending before District Judge, (Family Court), Bhiwani is transferred to District Judge, (Family Court), Gurgaon. Both the concerned District Judges to comply.

6. Parties to appear before the transferee court on 23.4.2015.

7. The petition stands allowed.

8. Copy dasti on usual charges.

March 19, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge