

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

TA No.104 of 2015

Date of decision: February 10, 2015.

MONIKA

... **Petitioner**

v.

STATE OF HARYANA AND ANOTHER

... **Respondents**

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

Present: Shri Raman B. Garg, Advocate for the petitioner.

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

On oral request of Counsel for the petitioner, respondent No.1 is deleted from the array of respondents being unnecessary.

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 Jind to Hisar.

It is also urged that the respondent-husband is also facing a criminal complaint filed before the Judicial Magistrate, which resulted into criminal proceedings inter-alia under Section 498-A IPC at Hisar. Distance between Hisar and Jind is about 100 kilometers and there being no one in the family to accompany the petitioner on each and every date of hearing, she will have to face a lot of hardship and harassment, besides there being threat perception at the instance of the respondent-husband in the interface of background of the case.

No notice is being issued to the respondent in order to obviate

delay, more so when no prejudice is likely to be caused to the respondent in view of the nature of order which this Court proposes to pass.

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 Jind to Hisar. Both the concerned District Judges to comply.

The petition stands disposed of.

Copy dasti on usual charges.

February 10, 2015.
kadyan

[Dr. Bharat Bhushan Parsoon]
Judge