

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.2 of 2015.
Decided on:-6.1.2015.

Asha Rani.

.....Petitioner.

Versus

Bhupinder Singh Kashyap.

.....Respondent.

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

Present:- Mr. Mohan Lal Singla, Advocate
for the petitioner.

Dr. Bharat Bhushan Parsoon, J (Oral)

Counsel for the petitioner-wife seeks transfer of the petition under Section 13 of the Hindu Marriage Act, 1955 (hereinafter mentioned as the Act) filed by the husband, respondent herein, pending at Patiala for dissolution of marriage by way of a decree of divorce against the wife, petitioner herein, to Kurukshetra and has urged that the aforesaid petition has been filed merely to harass and humiliate the wife, petitioner herein. It is urged that even earlier a petition had been filed by the husband under Section 13 of the Act at Kurukshetra which he had withdrawn on 25.10.2008 (Annexure A-3) after more than two years of its pendency. It is also claimed that even appeal against the order in petition under Sections 18 and 20 of the Hindu Adoptions and Maintenance Act, 1956 was filed by the husband at Kurukshetra and such appeal filed by the husband in this matter was later on dismissed as withdrawn by him on 27.11.2014 (Annexure P-4). It is claimed that the petition now filed by the husband under Section 13 of the Act is neither bonafide nor genuine.

No notice to the opposite side is being issued to avoid delay and further because no prejudice would be caused to the other party.

In view of the circumstances explained in the petition as also the fact that the husband had already faced other litigations at Kurukshetra, there should not be any difficulty for him to attend this case as well, the request is allowed.

Sequelly, the petition under Section 13 of the Act pending before the District Judge, Patiala is transferred to the District Judge, Kurukshetra. Compliance be made by District Judge, Patiala.

Disposed of accordingly.

Copy Dasti on usual charges.

(Dr. Bharat Bhushan Parsoon)
Judge

January 06, 2015

'Yag Dutt'