

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

TA No.209 of 2015

Date of decision: March 23, 2015.

Bholi Rani

... **Petitioner**

v.

Hadeep Singh @ Kaka

... **Respondent**

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

Present: Shri Ashish Gupta, Advocate, for the petitioner.

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 Moga to Faridkot.

It is also urged that the respondent-husband is also facing proceedings under Section 125 Cr.P.C. at Faridkot. It is further averred that the petitioner is an unfortunate and poor lady as prior to the instant marriage with the respondent, the petitioner was married twice earlier but her marriage with both her husbands did not sustain for long as both of them consequently met with untimely death. The petitioner has also to look after her two adolescent daughters born out of her earlier wedlock and thus in the totality of circumstances, it will be very difficult for her to take up journey from Moga to Faridkot on each and every date of hearing.

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 Moga is transferred to District Judge, Faridkot who may assign the same further to any competent court. Both the concerned District Judges to comply.

The petition stands allowed.

Parties to appear before District Judge, Faridkot on 30.4.2015.

Copy dasti on usual charges.

March 23, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge