

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

TA No.23 of 2015

Date of decision: January 13, 2015.

Rashmi

... **Petitioner**

v.

Deshant

... **Respondent**

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

Present: Shri Rohit Verma, 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 Faridabad to Rewari. Counsel for the petitioner claims that one criminal case filed at the instance of the wife, petitioner herein, against the respondent-husband is pending at Rewari but as a reprisal action, the husband has filed the instant case under Section 9 of the Act, which, otherwise lacks bona fide and genuineness. Counsel for the petitioner states that it is very difficult for the petitioner-wife to competently and efficiently defend the case at Faridabad, which is at a distance of 120 kilometers from Rewari.

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 circumstances explained in the petition and particularly when the husband is already facing a criminal case at Rewari, the petition under Section 9 of the Hindu Marriage Act, 1955 is ordered to be transferred from Faridabad to the court of competent jurisdiction at Rewari. Compliance be made by all concerned.

The petition stands disposed of.

January 13, 2015.
kadyan

[Dr. Bharat Bhushan Parsoon]
Judge