

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.25 of 2015.
Decided on:-14.1.2015.

Akansha.

.....Petitioner.

Versus

Chetan Juneja.

.....Respondent.

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

Present:- Ms. Payel Mehta, Advocate for the petitioner.

Dr. Bharat Bhushan Parsoon, J (Oral)

Counsel for the wife, petitioner herein, seeks transfer of petition under Section 9 of the Hindu Marriage Act, 1955 (for short, the Act) for restitution of conjugal rights filed by the husband, respondent herein, at Faridabad as the petitioner-wife is residing at Mohali. It has been urged that the petitioner-wife has twin male children born on 18.7.2014 and it is very difficult for her to manage and pursue competently and effectively her defence in the petition filed under Section 9 of the Act at Faridabad by travelling from Mohali to Faridabad for attending the dates of hearing in the said petition as she has two small breast-fed children to support and sustain.

It is further urged that two other matters are pending adjudication between the parties at Mohali. One is complaint filed by the petitioner-wife, interalia, under Section 498-A IPC and the other is a complaint under Section 12 of the Protection of Women from Domestic Violence Act, 2005.

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 submissions made by counsel for the petitioner as also the circumstances explained in the petition, the request is allowed.

Sequelly, the petition under Section 9 of the Act pending before District Judge, Family Court, Faridabad is transferred to District Judge, Mohali. Both the concerned District Judges to comply.

Disposed of accordingly.

Copy Dasti on usual charges.

(Dr. Bharat Bhushan Parsoon)
Judge

January 14, 2015

'Yag Dutt'