

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.26 of 2015.
Decided on:-14.1.2015.

Poonam.

.....Petitioner.

Versus

Amit.

.....Respondent.

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

Present:- Mr. S.S. Khurana, Advocate for the petitioner.

Dr. Bharat Bhushan Parsoon, J (Oral)

Counsel for the wife, petitioner herein, seeks transfer of petition under Section 13 of the Hindu Marriage Act, 1955 (for short, the Act) for dissolution of marriage by way of decree of divorce filed by the husband, respondent herein, at Gurgaon as the petitioner-wife is residing at village Bhatsana, District Rewari. It has been urged that the petitioner-wife has a girl child born on 6.2.2014 and it is very difficult for her to manage and pursue the proceedings competently and effectively in the petition filed under Section 13 of the Act at Gurgaon by travelling from Rewari to attend the dates of hearing in the said petition as she has a small breast-fed girl child to support and sustain, who also remains ill.

It is further urged that the petition under Section 13 of the Act has been filed by the husband at Gurgaon merely to harass her, whereas she has already filed a petition under Section 12 of the Protection of Women from Domestic Violence Act, 2005 at Rewari wherein the husband, respondent herein, has been appearing.

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 13 of the Act pending before District Judge, Family Court, Gurgaon is transferred District Judge, Family Court, Rewari. 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'