

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.329 of 2015.
Decided on:-08.05.2015.

Monika Kapoor

.....Petitioner.

Versus

Vikesh Kapoor

.....Respondent.

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

Present:- Mr. Naresh Gopal Sharma, Advocate,
for the petitioner.

Dr. Bharat Bhushan Parsoon, J (Oral)

In this petition, petitioner seeks transfer of petition under Section 9 of the Hindu Marriage Act, 1955 (for short, the Act) filed by the husband, respondent herein, from Rupnagar to the competent Court situated at Tehsil Khanna, District Ludhiana as the petitioner is residing with her parents at H.No.536, L-9, Guru Teg Bahadur Nagar, Lalheri Road, Near Gurudwara Sahib, Khanna, District Ludhiana which is approximately 70 Kms. away from Rupnagar.

It is also urged that the petitioner-wife has also filed an execution petition bearing No.MNT-125/37 of 2014 against the respondent-husband, which is pending adjudication in the court at Khanna. Besides this, she has also filed a petition under Section 12 of the Protection of Women from the Domestic Violence Act, 2005 at Khanna.

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 Additional Civil Judge (Senior Division), Rupnagar is transferred to District Judge, Ludhiana who may assign it to the court of competent jurisdiction. Both the concerned District Judges to comply.

Disposed of accordingly.

Copy Dasti on usual charges.

(Dr. Bharat Bhushan Parsoon)
Judge

May 8, 2015
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