

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

TA No.366 of 2015

Date of decision: May 20, 2015.

Deepika Dhngra

... **Petitioner**

v.

Pankaj Dhingra

... **Respondent**

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

Present: Shri Chirag Wadhwa, 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 Kaithal to Karnal.

It is also urged that the respondent-husband is already facing proceedings under Section 125 Cr.P.C. as also criminal proceedings inter-alia under Section 498-A IPC at Karnal. Besides this, it would be very difficult for the petitioner to undertake journey of 80 kilometers from Karnal to Kaithal on each and every date of hearing along with her minor child.

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.

Sequelly, the petition under Section 9 of the Hindu Marriage Act, 1955 pending at Kaithal is transferred to District Judge, Karnal who may assign it to any competent court. Both the concerned District Judges to comply.

Parties to appear before the transferee court on 7.7.2015.

The petition stands allowed.

Copy dasti on usual charges.

May 20, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge