

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

TA No.404 of 2015

Date of decision: May 28, 2015.

Joginder Babbar

... **Petitioner**

v.

Geetika

... **Respondent**

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

Present: Shri Gurdial Singh Jaswal, Advocate, for the petitioner.

Dr. Bharat Bhushan Parsoon, J. (Oral):

Counsel for the petitioner seeks transfer of the petition under Section 13 of the Hindu Marriage Act, 1955 (in short the Act) filed by the respondent-wife for dissolution of marriage by a decree of divorce from Karnal to Ludhiana.

It is also urged that the respondent-wife on earlier occasions when she lodged an FIR as also a criminal complaint, she had furnished her address of Ludhiana. The trial in the FIR case has already commenced at Ludhiana. In addition to it, in a quashing petition filed before this Court as also in the proceedings launched under of the Protection of Women from Domestic Violence Act, 2005 against the petitioner, she had mentioned her address of Ludhiana. Besides this, the petitioner has also to look after his studying minor daughter and in these circumstances, it will be harassment for him to undertake journey of more than 190 kilometers from Ludhiana to Karnal on each and every date of hearing.

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 13 of the Hindu Marriage Act, 1955 pending at Karnal is transferred to Ludhiana 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 28, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge