

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.87 of 2015.
Decided on:-4.2.2015.

Kanwaljit Kaur.

.....Petitioner.

Versus

Balwinder Singh.

.....Respondent.

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

Present:- Mr. Sarju Puri, 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) filed by the husband, respondent herein, from Hoshiarpur to Shaheed Bhagat Singh Nagar as the petitioner is residing with her parents and three children, out of whom two are minors, at village Khatkar Kalan, District Shaheed Bhagat Singh Nagar which is more than 80 Kms away from Hoshiarpur.

It is also urged that the petitioner-wife has also filed a petition under Section 125 Cr.P.C. against the respondent-husband, which is pending adjudication at Shaheed Bhagat Singh Nagar. Besides, this the petitioner has also filed an application under Section 12 of the Protection of Women from Domestic Violence Act, 2005 which is also pending adjudication at Shaheed Bhagat Singh Nagar.

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 Civil Judge (Senior Division), Hoshiarpur is transferred to District Judge, Shaheed Bhagat Singh Nagar. Both the concerned District Judges to comply.

Disposed of accordingly.

Copy Dasti on usual charges.

(Dr. Bharat Bhushan Parsoon)
Judge

February 04, 2015

'Yag Dutt'