

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

TA No.114 of 2014.
Decided on:-7.5.2015.

Renu Bala.

.....Petitioner.

Versus

Vijay Kumar.

.....Respondent.

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

Argued by:- Mr. Sandeep Bansal, Advocate
for the petitioner.

None for the respondent.

Dr. Bharat Bhushan Parsoon, J.

There was no representation on behalf of the respondent despite service on 21.11.2014 and then on 6.4.2015. Even today, no one has put in appearance on behalf of the respondent. He is, consequently, proceeded against ex-parte.

2. 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 Gurdaspur to Dasuya, District Hoshiarpur as the petitioner is residing alongwith her old parents at Dasuya, which is approximately 60 Kms. away from Gurdaspur.

3. It is also urged that the petitioner-wife has filed a petition, interalia, under Section 12 of the Protection of Women from Domestic Violence Act, 2005 against the respondent-husband, which is pending adjudication in the court at Dasuya.

4. In view of the submissions made by counsel for the petitioner as also the circumstances explained in the petition, the request is allowed.
5. Sequelly, the petition under Section 9 of the Act pending before Civil Judge (Senior Division), Gurdaspur is transferred to District Judge, Hoshiarpur who may further assign the same to the court of competent jurisdiction at Dasuya. Both the concerned District Judges to comply.
6. Disposed of accordingly.
7. Copy Dasti on usual charges.

May 07, 2015
'Yag Dutt'

(Dr. Bharat Bhushan Parsoon)
Judge