

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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T.A. No. 187 of 2014

Date of Decision: 28.04.2015.

Rajleen Kaur @ Rajni Kumar @ Rekha

... Petitioner

v/s

Nitish Kumar

... Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Munish Gulati, Advocate
for the petitioner.

None for the respondent.

Sabina, J.

Petitioner has filed this petition under Section 24 of the Code of Civil Procedure, 1908 (CPC in short) for transfer of case titled as "Nitish Kumar Vs. Rajni Kumar @ Rekha" under Section 9 of the Hindu Marriage Act, 1955 (of the Act in short) (Annexure-P/1) from the Court at Jalandhar to the Court of competent jurisdiction at Ferozepur.

Learned counsel for the petitioner has submitted that the respondent has filed the petition under Section 9 of the Act for restitution of conjugal rights at Jalandhar. Two cases between the parties were already pending at Ferozepur. The petitioner has filed a petition under Section 125 of the Code of Criminal Procedure and the same is pending in the Court at Ferozepur. Learned counsel has further submitted that the petitioner is also maintaining minor children and it is difficult for her to travel to Jalandhar on each date of hearing of the case. Learned counsel has submitted that the petition filed by the respondent be also transferred to the Court of competent jurisdiction at Ferozepur.

None has appeared on behalf of the respondent despite service.

In view of the submissions made by learned counsel for the petitioner, this petition is allowed. Case titled as "Nitish Kumar Vs. Rajni Kumar @ Rekha" filed by the respondent under Section 9 of the Act is withdrawn from the Court of Civil Judge (Sr. Divn.), Jalandhar and is transferred to the Court of competent jurisdiction at Ferozepur.

**(SABINA)
JUDGE**

28.04.2015

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