

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

TA No.221 of 2014.
Decided on:-26.5.2015.

Monika.Petitioner.

Versus

Parmod Kumar.Respondent.

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

Argued by:- Mr. Amaninder Preet, Advocate
for the petitioner.

None for the respondent.

Dr. Bharat Bhushan Parsoon, J.

Despite service of the respondent, there is no representation on his behalf right from 2.12.2014. 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 13 of the Hindu Marriage Act, 1955 (for short, the Act) filed by the husband, respondent herein, from Sonapat to Rewari as the petitioner is residing alongwith her parents and a minor daughter aged 5 years at Rewari, which is approximately 100 Kms. away from Sonapat.

3. It is also urged that the petitioner-wife has also got registered a case, interalia, under Section 498-A IPC against the respondent-husband and his family members at Rewari. Besides this, she has also instituted two petitions i.e. under Section 125 Cr.PC and under Section 12 of the Protection of Women from Domestic Violence Act, 2005 against the respondent-husband, which are pending adjudication in the court at Rewari. It is also urged that earlier also, the petition under Section 9 of the Act filed by the respondent-husband at Gohana, District Sonapat was transferred at Rewari by this Court vide TA No.186 of 2012 on 31.7.2012.

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 13 of the Act pending before District Judge (Family Court), Sonapat is transferred to District Judge, Rewari who may further assign the same to some other court of competent jurisdiction there. Both the concerned District Judges to comply.

6. Disposed of accordingly.

7. Copy Dasti on usual charges.

May 26, 2015
'Yag Dutt'

(Dr. Bharat Bhushan Parsoon)
Judge