

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

TA No.248 of 2014

Date of decision: May 8, 2015.

Parkash Kaur

... **Petitioner**

v.

Balbir Singh

... **Respondent**

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

Present: Shri Ajay Kamboj, Advocate for
Shri P.S. Jammu, Advocate, for the petitioner.

None for the respondent despite service –
proceeded against ex-parte

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

Counsel for the petitioner seeks transfer of the petition under Section 9 of the Hindu Marriage Act, 1955 (in short the Act) filed by the respondent-husband for restitution of conjugal rights from Kaithal to Ellanabad, Sirsa.

It is also urged that the respondent-husband is also facing proceedings under various provisions of the Protection of Women from Domestic Violence Act, 2005 at Ellanabad. Besides this, it is very difficult for her to undertake journey of 200 kilometers from Ellanabad to Kaithal on each and every date of hearing, when she has also to take care of her five minor children born out of the wedlock.

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 9 of the Hindu Marriage Act, 1955 pending at Kaithal is transferred to District Judge, Sirsa who may assign it to any competent court. Both the concerned District Judges to comply.

Parties to appear before the transferee court on 12.6.2015.

The petition stands allowed.

Copy dasti on usual charges.

May 8, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge