

T.A. No. 251 of 2014
Date of Decision : February 19th, 2015

Monica Walia

.... Petitioner

Versus

Sandeep Kumar Mahna

.... Respondent

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

Present Mr. Satbir Rathore, Advocate,
for the petitioner.

None for the respondent.

Dr. BHARAT BHUSHAN PARSOON, J. [Oral]

No one is present on behalf of the respondent despite service. He is proceeded against ex-parte.

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, at Ludhiana as the petitioner-wife alongwith the minor child is residing at her parental home at Chandigarh. It is claimed that distance between two cities is approximately 110 Kms and it is very difficult for the petitioner-wife to manage and pursue the proceedings competently and effectively in the petition filed under Section 9 of the Act at Ludhiana by travelling from Chandigarh to attend the dates of hearing in the said petition.

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 Chandigarh.

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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 [Junior Division], Ludhiana is transferred to the Court of District Judge, Chandigarh who would assign it to a Court of competent jurisdiction under him. Both the concerned Courts to comply.

Disposed of accordingly.

Copy Dasti on usual charges.

(Dr. BHARAT BHUSHAN PARSOON)
JUDGE

February 19th, 2015
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