

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

TA No.336 of 2014

Date of decision: January 16, 2015.

SARITA @ SUMAN

... **Petitioner**

v.

RAHUL

... **Respondent**

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

Present: Shri R.D. Singh, Advocate, for the petitioner.
None for the respondent despite service.

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

Counsel for the petitioner seeks transfer of the petition under Section 13 of the Hindu Marriage Act, 1955 (in short the Act) filed by the respondent-husband for dissolution of marriage by decree of divorce from Gurdaspur to Pathankot. It is averred that the respondent-husband is also facing criminal case inter-alia under Section 498-A IPC as also proceedings under Section 125 Cr.P.C. at Pathankot, but this petition under Section 13 of the Act has been preferred by him at Gurdaspur merely to harass, humiliate and dwarf her in her stature. It is further submitted that besides there being no competent male member in her family to accompany her to Gurdaspur on each and every date of hearing, which is at a distance of about 65 kilometers, she has also to look after her one and a half year old minor daughter.

In view of the circumstances explained in the petition and particularly when the husband is already facing criminal proceedings at Pathankot, the petition under Section 13 of the Hindu Marriage Act, 1955 is ordered to be transferred from Gurdaspur to the court of competent jurisdiction at Pathankot. Compliance be made by all concerned.

The petition stands disposed of.

[**Dr. Bharat Bhushan Parsoon**]
Judge

January 16, 2015.

kadyan