

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

TA No.337 of 2014

Date of decision: January 16, 2015.

JYOTI

... **Petitioner**

v.

PAWAN KUMAR

... **Respondent**

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

Present: Shri Rakesh Dhiman, 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 9 of the Hindu Marriage Act, 1955 (in short the Act) filed by the respondent-husband for restitution of conjugal rights from Palwal to Gurgaon. It is averred that the respondent-husband is also facing criminal proceedings inter-alia under Section 498-A at Gurgaon, but this petition under Section 9 of the Act has been preferred by him at Palwal merely to harass, humiliate and dwarf her in her stature. It is further submitted that the husband also had faced proceedings under Section 125 Cr.P.C. at Gurgaon.

In view of the circumstances explained in the petition and particularly when the husband is already facing criminal case at Gurgaon, the petition under Section 9 of the Hindu Marriage Act, 1955 is ordered to be transferred from Palwal to the court of competent jurisdiction at Gurgaon. Compliance be made by all concerned.

The petition stands disposed of.

January 16, 2015.
kadyan

[Dr. Bharat Bhushan Parsoon]
Judge