

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.374 of 2014.
Decided on:-20.2.2015.

Babita Rani.

.....Petitioner.

Versus

Mahesh Kumar.

.....Respondent.

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

Present:- Mr. J.P. Sharma, Advocate
for the petitioner.

None for the respondent.

Dr. Bharat Bhushan Parsoon, J (Oral)

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, from Sonapat to Karnal as the petitioner is residing with her old parents at village Kaimla, Tehsil Gharaunda, District Karnal.

2. It is also urged that the petitioner-wife has filed a petition under Section 125 Cr.P.C as also petition under Section 12 of the Protection of Women from the Domestic Violence Act, 2005 and a petition under Section 13 of the Act against the respondent-husband, which are pending adjudication at Karnal. Besides this, she has also filed a complaint, inter alia, under Section 498-A IPC against the respondent-husband at Karnal.

3. Perusal of the paper book reveals that there was no representation on behalf of the respondent despite service on the previous

date of hearing i.e. 2.2.2015. Similar is the position even today. He is, thus, proceeded against ex-parte.

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 9 of the Act pending before District Judge, Sonapat is transferred to District Judge, Karnal. Both the concerned District Judges to comply.

6. Disposed of accordingly.

7. Copy Dasti on usual charges.

(Dr. Bharat Bhushan Parsoon)
Judge

February 20, 2015

'Yag Dutt'