

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

225

TA No.463 of 2014.

Date of Decision: 06.11.2015.

Shashi Bala

....Petitioner.

VERSUS

Vinay

....Respondent.

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR.

Present: Mr. A.S. Cheema, Advocate for the petitioner.

Ms. Supriya Garg, Advocate for the respondent.

SNEH PRASHAR, J.

This petition under Section 24 of the Code of Civil Procedure was filed by Smt. Shashi Bala-wife seeking transfer of the petition filed under Section 13 of the Hindu Marriage Act, 1955 (for short, “the Act of 1955”) by the respondent-husband from the court of learned Additional District Judge (Fast Track Court), Bathinda to the Court of competent jurisdiction at Mansa.

Learned counsel for the respondent submitted that as per instruction from the respondent she has no objection to the transfer of the petition from the Court of Additional District Judge, Bathinda to a Court of competent jurisdiction at Mansa as per prayer made by the petitioner in the instant petition.

Otherwise also, as submitted by learned counsel for the petitioner, a petition under Section 125 of the Code of Criminal Procedure arising out of the marital discord between the parties is pending at Mansa.

There are two minor children born out of the wedlock of the parties who are under the care and custody of the petitioner. The distance between Bathinda and Mansa is more than 60 kilometers and it will indeed be inconvenient for the petitioner to travel such a distance alongwith the minor children to defend the petition filed by the respondent.

Accordingly, the petition under Section 13 of the Act of 1955 pending before Additional District Judge (Fast Tract Court), Bathinda is withdrawn from the said Court and is transferred to the court of competent jurisdiction at Mansa. The file shall be sent by the trial court to the District and Sessions Judge, Mansa within two weeks from the date of receipt of copy of this order, who will either keep the petition himself/ herself or will entrust the same to any other court of competent jurisdiction at Mansa. The parties are directed to appear before the District Judge, Mansa on 22.12.2015.

(SNEH PRASHAR)
JUDGE

06.11.2015.

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