

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.575 of 2014.
Decided on:-11.5.2015.

Shelly.

.....Petitioner.

Versus

Robin Mehta.

.....Respondent.

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

Present:- Mr. Jagjit Gill, Advocate for the petitioner.
Mr. Robin Mehta, Advocate for the respondent.

Dr. Bharat Bhushan Parsoon, J (Oral)

Reply filed on behalf of the respondent in Court today, is taken on record.

2. Counsel for the wife, petitioner herein, seeks transfer of petition under Section 13(1)(ia) of the Hindu Marriage Act, 1955 (for short, the Act) filed by the husband, respondent herein, from Panchkula to Sirsa as the petitioner is residing alongwith her parents at Sirsa, which is more than 280 Kms. away from Panchkula.

3. It is also urged that the petitioner-wife has instituted two petitions i.e. under Section 125 Cr.PC and under Section 12 of the Protection of Women from Domestic Violence Act, 2005 against the respondent-husband, which are pending adjudication in the court at Sirsa. Besides this, the respondent-husband has also got registered a case bearing FIR No.821 dated 14.8.2014 under Sections 323, 341, 342, 364, 382, 395, 120-B, 506, 148 and 149 IPC at Police Station, City Sirsa against the petitioner-wife and her family members.

4. Counsel for the respondent, on the other hand, states that he has no objection in transferring the petition but requests for early disposal of the same.

5. In view of the submissions made by counsel for the parties as also the circumstances explained in the petition, the request is allowed.

6. Sequelly, the petition under Section 13(1) (ia) of the Act pending before Additional District Judge, Panchkula is transferred to District Judge, Sirsa who shall decide the same preferably within a period of six months from the date of receipt of certified copy of this order even by conducting day to day proceedings, if so required. Both the concerned District Judges to comply.

7. Disposed of accordingly.

8. Copy Dasti on usual charges.

(Dr. Bharat Bhushan Parsoon)
Judge

May 11, 2015

'Yag Dutt'