

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No.640 of 2014
Decided on:-18.03.2015.

Arti Kaushik

.....Petitioner.

Versus

Sharwan Kumar

.....Respondent.

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

Present:- Mr. G.C. Shahpuri, Advocate,
for the petitioner.

None for the respondent.

Dr. Bharat Bhushan Parsoon, J (Oral)

There is no representation on behalf of the respondent. Even on the last date of hearing there was no representation on behalf of the respondent. Therefore, he is proceeded against exparte.

Counsel for the petitioner seeks transfer of the petition under Section 13(1)(1-a)(1-b) of the Hindu Marriage Act, 1955 (for short "the Act") filed by the respondent-husband for grant of a decree of divorce from Faridabad to Gurgaon.

It is urged that the petitioner-wife has filed a petition under Section 125 Cr.P.C. against the respondent-husband, which is pending adjudication at Gurgaon. It is also urged that she has also filed a petition under Section 12 of the Protection of Women from the Domestic Violence Act, 2005 at Gurgaon and has also got registered a case bearing FIR No.450

dated 09.06.2013, interalia, under Section 498-A IPC, Gurgaon against the husband-respondent. Besides this, it is very difficult for her to travel 50 kilometers from Faridabad to Gurgaon on each and every date of hearing.

In view of the submissions made by Counsel for the petitioner as also the circumstances explained, the request is allowed.

Sequelly, the petition under Section 13 of the Act pending before District Judge (Family Court) Faridabad is transferred to District Judge (Family Court), Gurgaon. Both the concerned District Judges to comply.

The petition stands disposed of

Parties to appear before the court below on 22.04.2015.

Copy Dasti on usual charges.

(Dr. Bharat Bhushan Parsoon)
Judge

March 18, 2015
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