

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

TA No.732 of 2014

Date of decision: January 15, 2015.

Geeta

... **Petitioner**

v.

Krishan

... **Respondent**

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

Present: Shri Surender Saini, Advocate, for the petitioner.

Dr. Bharat Bhushan Parsoon, J. (Oral):

Counsel for the petitioner seeks transfer of the petition under Section 6 of the Hindu Minority and Guardianship Act, 1956 read with Section 25 of the Guardian and Wards Act, 1890 for custody of two minor sons filed by the respondent-husband at Bahadurgarh to Sonapat. It is averred that the respondent-husband is also facing criminal complaint inter-alia under Section 498-A IPC as also proceedings under Section 125 Cr.P.C. and Section 12 of the Protection of Women from Domestic Violence Act, 2005 at Sonapat but this petition has been preferred by him at Bahadurgarh merely to harass, humiliate and dwarf her in her stature.

No notice is being issued to the respondent in order to obviate delay, more so when no prejudice is likely to be caused to the respondent in view of the nature of order which this Court proposes to pass.

In view of the circumstances explained in the petition and particularly when the husband is already facing a criminal complaint as also proceedings under Section 125 Cr.P.C. and Section 12 of the Protection of Women from Domestic Violence Act, 2005 at Sonapat, the petition under Section 6 of the Hindu Minority and Guardianship Act, 1956 read with Section 25 of the Guardian and Wards Act, 1890 is ordered to be transferred from Bahadurgarh to the court of competent jurisdiction at Sonapat. Compliance be made by the District & Sessions Judge, Jhajjar.

The petition stands disposed of.

January 15, 2015.

kadyan

[Dr. Bharat Bhushan Parsoon]
Judge