

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

TA No.762 of 2014

Date of decision: January 29, 2015.

SIMRAN BHATIA

... **Petitioner**

v.

YASHIM BHATIA

... **Respondent**

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

Present: Shri Ranjit Sharma, Advocate, for the petitioner.

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

Counsel for the petitioner seeks transfer of the petition under Section 25 of the Guardian & Wards Act, 1890 (in short the Act) filed by the respondent-husband for custody of the minor child from Ludhiana to Amritsar.

It is also urged that the respondent-husband is also facing criminal proceedings inter-alia under Section 498-A IPC. Besides this, there is a studying minor child aged about 8 years born out of the wedlock and in these circumstances when she will have to move out of the town frequently, that will adversely affect the studies of the child as also the child will feel highly inconvenienced. Furthermore, it will be very difficult for her to travel 150 kilometers from Amritsar to Ludhiana on each and every date of hearing.

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

Sequelly, the petition under Section 25 of the Guardian & Wards Act, 1890 pending in the Court of Shri Ranjeev Kumar, Additional Civil Judge (Senior Division)-cum-Rent Controller, Ludhiana is transferred to a court of competent jurisdiction at Amritsar. Both the concerned District Judges to comply.

The petition stands disposed of.

Copy dasti on usual charges.

January 29, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge