

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

TA No.105 of 2016

Date of decision: 26.04.2016

Pooja Saini

... Applicant

Vs.

Anil Kumar

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Ashutosh Kaushik, Advocate
for the applicant.

Mr. Amit Jain, Advocate for
Mr. Vivek Goel, Advocate
for the respondent.

1. Whether reporters of local papers may be allowed to see the judgment? YES/NO
2. To be referred to the reporters or not? YES/NO
3. Whether the judgment should be reported in the digest? YES/NO

RAMESHWAR SINGH MALIK, J. (ORAL)

Applicant-wife, by way of instant application under Section 24 of the Code of Civil Procedure, seeks transfer of a divorce petition filed by the respondent-husband from Yamuna Nagar to Kurukshetra.

Notice of motion was issued

Heard learned counsel for the parties.

Learned counsel for the parties are ad idem that let the divorce petition filed by the respondent-husband bearing HMA No.140/15 be transferred from Yamuna Nagar to Kurukshetra, however, with liberty to the parties to settle the matter amicably before the learned Court at Kurukshetra.

In view of the abovesaid common stand taken by learned

counsel for the parties, instant transfer application is allowed. Consequently, the divorce petition filed by the respondent-husband under Section 13 of the Hindu Marriage Act, 1955 bearing HMA No.140/15 is ordered to be transferred from Yamuna Nagar to Kurukshetra.

Accordingly, learned District Judge, Yamuna Nagar is directed to send the complete record of the abovesaid divorce petition, to the learned District Judge, Kurukshetra at an early date and in any case within a period of one month from the date of receipt of certified copy of this order.

Learned District Judge, Kurukshetra is also directed either to decide the case himself or assign it to the learned Court of competent jurisdiction for its early decision, in accordance with law.

However, it is made clear that parties to the litigation shall be at liberty to settle the matter amicably, if they so desire.

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

26.04.2016
vishnu