

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No. 39518 of 2015(O&M)

Date of decision: 23.1.2017

Usha Rani

....Petitioner

VERSUS

Munshi Ram and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Sanjiv Gupta, Advocate for the petitioner.

REKHA MITTAL, J.(Oral)

The present petition has been filed under Section 407 read with Section 482 of the Code of Criminal Procedure, 1973 seeking transfer of proceedings under Section 12 of the Protection of Women from Domestic Violence Act, 2005 (in short 'the Act') from the Court at Jagraon to that of the Court at Sirsa.

On November 26, 2015, order passed by this Court reads as follows:-

“The petitioner would place on record the zimni orders passed after the summoning of the respondents.

Adjourned to 29.01.2016.”

Thereafter, this case has been adjourned on a number of occasions in order to enable the petitioner to comply with order dated 26.11.2015.

A relevant extract from the order passed on 28.09.2016 reads as follows:-

“The case is being adjourned since November 2015 only for placing on record the zimni orders passed after the summoning of the respondents. The petitioner has failed to comply with the same.

Adjourned to 23.01.2017.

Last opportunity be granted to the petitioner on deposit of costs of Rs.1500/- with the High Court Legal Services Authority.”

The petitioner has failed to comply with order dated 26.11.2015 despite expiry of more than one year. The petitioner has not even deposited costs of Rs.1,500/- with the High Court Legal Services Authority.

This apart, the present petition has been filed against the in-laws family members of petitioner- Usha Rani who lost her husband in the year 2004. Father-in-law of the petitioner is respondent No.1 and by this time, he would certainly be a senior citizen. Taking into consideration that personal appearance of the petitioner is not required, I do not find any reason to intervene.

Disposed of accordingly.

JANUARY 23, 2017

‘D. Gulati’

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no