

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**TA No.812 of 2016
Date of decision:10.3.2017**

Priya Sharma

...Applicant

Versus

Pardeep Sharma

...Respondent

CRM-M-7887-2017

Pardeep Sharma

...Petitioner

Versus

State of Haryana and another

...Respondents

CRM-M-8001-2017

Pardeep Sharma

...Petitioner

Versus

Priya Sharma

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.Arun Singal, Advocate for the applicant in
TA No.812 of 2016.
Mr.S.K. Rattan, Advocate for the petitioner(s) in
CRM-M-8001 and 7887 of 2017 and for the respondent in
TA No.812 of 2016.

RAMESHWAR SINGH MALIK, J. (Oral)

These three transfer petitions bearing TA No.812 of 2016 and CRM-M No.7887 of 2017 and CRM-M No.8001 of 2017 are being decided together vide this common order with the consent of learned counsel for the parties, as these three petitions are arising out of same set of facts between the same parties. However, for the facility of reference, facts are being culled out from TA No.812 of 2016.

Learned counsel for the parties are *ad idem* that let two petitions bearing CRM-M No.7887 of 2017 and CRM-M No.8001 of 2017 filed by the husband be dismissed and TA No.812 of 2016 filed by the applicant-wife be allowed. However, learned counsel for the respondent-husband made a genuine and justified prayer that the learned court below may be directed to fix all these cases on the one date of hearing and preferably on Saturday so as to avoid inconvenience to the respondent-husband because he will have to come from Mohali to Panipat.

This request made by the learned counsel for the respondent has not been opposed by the learned counsel for the applicant.

In view of the above-said fair stand taken by the learned counsel for the parties, all these three petitions are disposed of. The above-said two petitions bearing CRM-M No.7887 of 2017 and CRM-M No.8001 of 2017 filed by the husband are dismissed. TA No.812 of 2016 filed by the applicant-wife is allowed.

Consequently, the learned District Judge Mohali (SAS Nagar),

is directed to send complete record of the divorce petition titled as 'Pardeep Sharma Vs. Priya Sharma' to the learned District Judge, Panipat, at an early date but in any case within a period of one month from the date of receipt of certified copy of this order.

The learned District Judge, Panipat, is also directed either to decide the divorce petition himself or assign it to the learned court of competent jurisdiction, for an early decision, in accordance with law. However, the learned District Judge, Panipat, is directed that since four litigations, i.e. (i) divorce petition under Section 13 of the Act titled as 'Pardeep Sharma Vs. Priya Sharma', pending in the Court of Ms.Saru Mehta Kushik, learned ADJ, Mohali, (ii) petition under Section 125 of the Code of Criminal Procedure titled as 'Nirvi Vs. Pardeep Sharma', pending in the court of Sh.Vikrant, learned Judicial Magistrate 1st Class, Panipat, (iii) Criminal Revision titled as 'Nirvi Vs. Pardeep Sharma' pending in the court of learned District & Sessions Judge, Panipat and (iv) 'State Vs. Pardeep Sharma' pending in the court of Chief Judicial Magistrate, Panipat, are pending at Panipat, an endeavour shall be made to fix the above-said four cases on any Saturday convenient to the learned court of competent jurisdiction.

Let all the four cases be listed on the same date. As and when any such request would be made on behalf of the husband before the learned court of competent jurisdiction at Panipat, the same shall be entertained sympathetically, by passing an appropriate order with a view to ensure that

all the above-said four cases are listed on the same date so as to avoid undue inconvenience and hardship to the husband, because he would be going from Mohali to Panipat.

With the above-said observations made and directions issued, all the above-said three transfer petitions stand disposed of, however, with no order as to costs.

10.3.2017
mks

(RAMESHWAR SINGH MALIK)
JUDGE

Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No