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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No. 1001 of 2016 (O/M)
Date of decision : 14.3.2018

Surekha Petitioner
Versus

Shiv Kumar Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Arun Sharma, Advocate, for petitioner.

Respondent in person with Mr. A.S. Thind, Advocate, for,
Mr. K.S. Nalwa, Advocate.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
 2. To be referred to the Reporter or not.
 3. Whether the judgment should be reported in the digest ?
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KULDIP SINGH J. (ORAL)

Heard. Report received that mediation has failed.

Petitioner seeks transfer of petition filed under Section 13 of Hindu Marriage Act, 1955, titled as *Shiv Kumar Versus Smt. Surekha*, from the Court of learned District Judge, SAS Nagar (Mohali) to a Court of competent jurisdiction at Panipat.

It is contended that three cases, one under Section 125 Cr.P.C., second under Section 9 of Hindu Marriage Act, 1955, and third under the Protection of Women from Domestic Violence Act, 2005, are already pending at Panipat Courts. Respondent has stated that during mediation, he tried to contact the petitioner, but father of petitioner had threatened him that if he comes to their village, he will be physically harmed. Therefore, he apprehends danger to his life and liberty if he goes to Panipat Courts. He has no objection if the case is transferred to some other place other than Panipat Courts.

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After consulting both the learned counsels for the parties and considering that Karnal is the nearest place to Panipat, petition filed under Section 13 of Hindu Marriage Act, 1955, titled as *Shiv Kumar Versus Smt. Surekha*, pending in the Court of learned District Judge, SAS Nagar (Mohali) is withdrawn from the said Court and same is transferred to the Court of learned District Judge, Karnal, who may retain the case with him or entrust the same to a Court of competent jurisdiction. Consequently, petition is disposed of. Since main petition has been disposed of, therefore, pending application, if any, also stands disposed of.

(KULDIP SINGH)
JUDGE

14.3.2018
sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No