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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No. 1064 of 2017 (O/M)
Date of decision : 27.3.2018

Palavi Petitioner
Versus
Raj Kumar Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- None for petitioner.

Ms. Rishma Verma, Advocate,
for respondent.

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)

Reply filed in Court today and same is taken on record.

Heard. Petitioner seeks transfer of petition i.e. DMC No. 1272 of 2017, titled as *Raj Kumar Versus Palvi alias Rachna*, filed under Section 13 of the Hindu Marriage Act, 1955, pending in the Court of learned Additional District Judge, Jalandhar, to the Court of competent jurisdiction at Hoshiarpur.

It comes out that petitioner has got three years old child who is residing with petitioner. The petitioner also claims that her mother is more than 60 years of age and she is unable to pursue her case at Jalandhar Courts. It is also claimed that distance between Jalandhar and Hoshiarpur is 50 kilometers.

The learned counsel for respondent does not deny that proceedings under Section 125 Cr.P.C. are pending before the Hoshiarpur Courts.

TA No. 1064 of 2017 (O/M)

Considering the difficulty expressed by petitioner and considering the fact that one case is already pending between the parties at Hoshiarpur Courts, petition i.e. DMC No. 1272 of 2017, titled as *Raj Kumar Versus Palvi alias Rachna*, filed under Section 13 of the Hindu Marriage Act, 1955, pending in the Court of learned Additional District Judge, Jalandhar, is withdrawn from said Court and same is transferred to the Court of learned District Judge, Hoshiarpur, who may retain the case with him or entrust the same to a Court of competent jurisdiction. Consequently, petition is allowed. Since main petition has been allowed, therefore, pending application, if any, also stands disposed of.

(KULDIP SINGH)
JUDGE

27.3.2018
sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No