

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

101

TA No.756 of 2017
Date of decision : 17.10.2018

Neha

... Petitioner

Versus

Rohit

.... Respondent

CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present:- Mr.Amit Choudhary, Advocate for the petitioner.
None for the respondent.

Harinder Singh Sidhu, J.

Petitioner (wife) has filed the present petition under Section 24 of the Code of Civil Procedure for transfer of the petition under Section 13 of the Hindu Marriage Act tiled as “Rohit Vs. Neha” (Divorce Peittion No.107 of 14.3.2017), pending in the Court of learned District Judge (Family Court) Faridabad to a court of competent jurisdiction at Hisar.

The marriage of the petitioner and respondent was solemnized on 14.2.2013. There is no child from the said marriage.

It is the case of the petitioner that the petitioner was treated with cruelty by the respondent because of which, she was forced to leave her matrimonial home in 2017. Since then, she is residing with her parents at Hisar. The petitioner has not filed any complaint/proceedings against the respondent as she always intended to rejoin his company. However, the respondent has filed a petition under Section 13 of the Hindu Marriage Act at Faridabad. The distance between Hisar and Faridabad is approximately 280 kms. The petitioner has no independent source of income. It would be difficult for the petitioner to attend the court proceedings at Faridabad.

The respondent has been served. However, no one has put in appearance on behalf of the respondent.

Considering the facts and circumstance of the case, this petition

is allowed.

The petition under Section 13 of the Hindu Marriage Act tiled as “Rohit Vs. Neha” (Divorce Peittion No.107 of 14.3.2017), pending in the Court of learned District Judge (Family Court) Faridabad is withdrawn from that court and transferred to Hisar. The learned District Judge, Hisar may assign it to a competent court.

(Harinder Singh Sidhu)
Judge

17.10.2018
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No