

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

TA No. 783 of 2017(O&M)  
Date of decision:27.09.2018

Renu Bala .. Petitioner

vs.

Vinod Kumar .. Respondent

Coram: Hon'ble Mr. Justice Harinder Singh Sidhu

Present:- Mr. Krishan Lal, Advocate  
for the petitioner.

Mr. S.K. Choudhary, Advocate  
for the respondent.

**Harinder Singh Sidhu, J.**

The petitioner-wife has filed the present petition under Section 24 of the Code of Civil Procedure for transfer of case under Section 9 of the Hindu Marriage Act, 1955 titled as 'Vinod Kumar vs. Renu Bala.', filed by the respondent, which is pending in the Family Court, Pathankot to a Court of competent jurisdiction at SAS Nagar-Mohali (Punjab).

The marriage between the petitioner and the respondent was solemnized on 01.05.2005. They have no child.

It is stated that the respondent, who is doing the business of selling readymade garments has started taking liquor and other intoxicant tablets. The petitioner was harassed by the respondent and his family members on account of dowry. She was even subjected to beatings. Ultimately, there was no other option with the petitioner but to return to the parental home at Zirakpur, District SAS Nagar, Mohali (Punjab) on 18.01.2013. Since then she is residing there. The father of the petitioner is

a class IV retired employee and is living in a rented house. It is very

difficult for the petitioner to attend the Court proceedings at Pathankot, which is at a distance of about 240 KM from the present residence of the petitioner. Moreover, the petitioner also apprehends danger to life if she is to attend the Court proceedings at Pathankot.

Considering the facts and circumstances of the case the transfer application is allowed. The petition under Section 9 of the Hindu Marriage Act, 1955 titled as 'Vinod Kumar vs. Renu Bala', filed by the respondent, which is pending in Family Court at Pathankot (Punjab) is withdrawn from the said Court and transferred to SAS Nagar, Mohali (Punjab). The District Judge, Mohali may assign it to a Court of competent jurisdiction.

27.09.2018  
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(Harinder Singh Sidhu)  
Judge

Whether speaking/reasoned  
Whether Reportable:

Yes/No  
Yes/No