

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**Transfer Application No.325 of 2018**

Date of decision: **August 08, 2018**

Nisha

...Petitioner

Versus

Anand Kumar

...Respondent

**CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

Present: Mr.Ram Kumar Saini, Advocate  
for the petitioner.

Mr.O.P.Gabba, Advocate  
for the respondent.

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**Harinder Singh Sidhu, J. :**

The petitioner-wife has filed the present application under Section 24 of the Code of Civil Procedure for transfer of the case titled as “Anand Kumar vs. Nisha” filed under Section 9 of the Hindu Marriage Act, 1955 by the respondent-husband, pending in the Court of Ld. Additional Civil Judge (Senior Division)-2, Ferozepur, to District Ambala.

It is stated that marriage between the parties was solemnised on 4.2.2013. A male child namely Bhavik was born to the parties on 28.1.2014. It is stated that the petitioner has been residing in the house of her parents at Ambala since 23.12.2017. Two cases filed by the petitioner; one under Section 125 Cr.P.C. and another under Sections 12, 18, 19, 20, 21, 22 and 23 of the Protection of Women from Domestic Violence Act are pending before the Courts at Ambala. It is further stated that the petitioner is unemployed and wholly dependent on her old aged parents. It is difficult

for her to attend the Court proceedings at Ferozepur, which is at a distance of about 230 kilometers from Ambala, particularly, in view of the fact that she has a minor son, who is school going.

Keeping in view the aforesaid facts and circumstances, this petition is allowed. The case titled as “Anand Kumar vs. Nisha” under Section 9 of the Hindu Marriage Act, 1955 filed by the respondent-husband, which is presently pending in the Court of Ld. Additional Civil Judge (Senior Division)-2, Ferozepur is withdrawn from the said Court and transferred to District Ambala. The District Judge, Ambala may assign it to any competent Court at Ambala.

August 08, 2018

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( HARINDER SINGH SIDHU )

JUDGE Whether Speaking / Reasoned Yes Whether Re