

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

T.A. No. 39 of 2018

DATE OF DECISION :- December 21, 2018

Ekta

...Applicant

Versus

Gaurav Saxena

...Respondent

CORAM: HON'BLE MR. JUSTICE H.S. MADAAN

Present:- Mr. Vikas Lochab, Advocate for the applicant.

According to applicant Ekta, she is deserted wife of respondent Gaurav Saxena, presently residing with her parents at Sonipat. Her husband Gaurav Saxena has filed a petition under Section 9 of the Hindu Marriage Act, 1955 against her which is pending in the Court of Civil Judge (Sr. Division-1), Jalandhar.

On account of the fact that applicant is a young woman of 25 years looking after daughter of the parties, aged about 1½ years, having no source of income, it is difficult for her to go from Sonipat to Jalandhar covering a distance of around 340 kms on one side to attend the dates of hearing in the Court at Jalandhar. Further two more cases between the parties are pending in the Court at Sonipat, therefore, the application be accepted.

Notice of the application was given to the respondent, who was duly served but has not opted to appear and offer a contest.

I have heard learned counsel for the applicant besides going through the record.

I am of view that the application calls for acceptance, the same is accordingly allowed. The petition in question is ordered to be withdrawn from the Court of Civil Judge (Sr. Division-1), Jalandhar and transferred to the Court of District Judge, Sonipat for disposal in accordance with law. Learned District Judge, Sonipat may retain the petition on his board or assign it to any other Court of competent jurisdiction.

The parties through their counsel are directed to appear in the transferee Court on 28.1.2019. Copies of orders be sent to the Court of Civil Judge (Sr. Division-1), Jalandhar as well as to the Court of District Judge, Sonipat for information and necessary compliance.

(H.S. MADAN)
JUDGE

December 21, 2018

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Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No