

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

103

TA No.410 of 2018

Date of decision : 08.10.2018

Sukhjinder Kaur

... Petitioner

Versus

Pawanpreet Singh

.... Respondent

CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present:- Mr.Ripudaman Singh Sandhu, 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, 1955 titled as “Pawanpreet Singh Vs. Sukhjinder Kaur” filed by the respondent (husband) which is pending before learned District Judge Sri Muktsar Sahib, to a court of competent jurisdiction at Bathinda.

The marriage between the petitioner and respondent was solemnized on 01.10.2014. It is the case of the petitioner that she was constantly harassed by the respondent and his family members on account of dowry. On 30.11.2016, the respondent and his family members beat up the petitioner and she was forced to leave her matrimonial home. She was threatened with dire consequences and that she would not be allowed to come back to her matrimonial home without fulfilling their demand of dowry. A number of times, Panchayat was convened to resolve the matter between the parties. The respondent was requested not to beat and maltreat the petitioner on account of dowry. But the respondent and his family members did not stop harassing and torturing the petitioner. The petitioner

was left with no option but to file a petition under Section 9 of the Hindu Marriage Act, 1955. She also filed an application under Section 12 of the Protection of Women from Domestic Violence Act, 2005 at Bathinda. Thereafter, the respondent has filed the petition under Section 13 of the Hindu Marriage Act at Sri Muktsar Sahib.

It is stated that parents of the petitioner are old. The father of the petitioner is suffering from 'Hepatitis C' and other related age ailments. It is very difficult for the petitioner to attend the court proceedings at Sri Muktsar Sahib

The respondent has been served. However, no one has put in appearance on his behalf. On the previous date also, no one had appeared for the respondent.

Considering the facts and circumstance of the case, this petition is allowed.

The petition under Section under Section 13 of the Hindu Marriage Act, 1955 titled as “Pawanpreet Singh Vs. Sukhjinder Kaur” filed by the respondent (husband) which is pending before learned District Judge Sri Muktsar Sahib is withdrawn from that court and transferred to Bathinda. The learned District Judge, Bathinda may assign it to a competent court.

(Harinder Singh Sidhu)
Judge

08.10.2018

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