

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

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TA No.507 of 2018 (O&M)
Date of decision : 24.09.2018

Tanwi Sharma @ Tanvi Sharma

... Petitioner

Versus

Amit Garg

.... Respondent

CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present:- Mr.Atul Jain, 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 9 of the Hindu Marriage Act, 1955 titled as “Amit Garg Vs. Tanvi Sharma” filed by the respondent (husband) from the Court of Addl. Civil Judge (Sr.Divn.), Anandpur Sahib, District Rupnagar to Patiala.

It is stated that marriage between the petitioner and respondent was solemnized on 28.7.2010. The parties do not have a child. Soon after the marriage, the respondent and his family members started treating the petitioner with cruelty. Ultimately, she was thrown out from her matrimonial home on 17.12.2017. Since then, she is living with her brother at Patiala. The petitioner is unemployed and has no source of income. She is wholly dependent upon her brother. The petitioner has filed a petition under Section 13 of the Hindu Marriage Act which is pending in the Court of learned District Judge, Patiala. Thereafter, respondent has filed a petition under Section 9 of the Hindu Marriage Act at Anandpur Sahib, Rupnagar. It is stated that the distance between Patiala and Anandpur Sahib is more than 100 kms. It is very difficult for the petitioner to attend the court proceedings

at Anandpur Sahib.

Respondent has been served but no one has put in appearance on his behalf. On the previous date i.e. 13.9.2018 also, no one had put in appearance on behalf of the respondent.

Considering the facts and circumstance of the case, it is deemed appropriate that the petition under Section 9 of the Hindu Marriage Act, filed by the respondent be transferred from Anandpur Sahib to Patiala.

Accordingly, this petition is allowed. The petition under Section 9 of the Hindu Marriage Act, 1955 titled as “Amit Garg Vs. Tanvi Sharma” (HMA No. 32 of 2018) pending in the Court of Addl.Civil Judge (Sr.Divn.) Anandpur Sahib, Rupnagar, is withdrawn from that court and transferred to Patiala. The learned District Judge, Patiala may assign it to a competent court.

(Harinder Singh Sidhu)
Judge

24.09.2018

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