

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

TA No.516 of 2018

Date of decision: 10.10.2018

Sweety

.. Petitioner

vs.

Prahlad

.. Respondent

Coram: Hon'ble Mr. Justice Harinder Singh Sidhu

Present:- Mr. Navdeep Kalair, Advocate for the petitioner.

None for the respondent.

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Harinder Singh Sidhu, J.

The petitioner-wife has filed this petition under Section 24 of the Code of Civil Procedure for transferring the petition under Section 13 (I) (ia) of the Hindu Marriage Act, 1955 titled as “Prahalad Vs. Sweety”, filed by the respondent-husband, which is pending in the Court of Ld. District Judge, (Family Court) Bhiwani to a Court of competent jurisdiction at Jind.

The marriage of the petitioner was solemnized with the respondent on 31.03.2016. A female child was born to them, who is aged about 1 year. It is the case of the petitioner that she has been harassed and humiliated by the respondent and his family members on account of dowry. The petitioner was even beaten up by the respondent, because of which she lodged a complaint in the Women Police Station, Jind and FIR No.0056 dated 23.03.2018, under Sections 323, 34, 406, 498-A, 506 IPC has been registered. Thereafter, the respondent filed the petition under Section 13(I) (ia) of the Hindu Marriage Act, 1955 at Bhiwani.

It is stated that the petitioner has no independent source of income. The father of the petitioner has died and she is wholly dependent on her mother. It is difficult for her to attend the Court proceedings at Bhiwani, which is at a distance of about 80 Kms from her place of residence i.e. Jind.

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

Considering the aforesaid facts and circumstances, this petition is allowed.

The petition under Section 13 (I)(ia) of the Hindu Marriage Act, 1955 titled as “Prahalad Vs. Sweety”, filed by the respondent-husband, which is pending in the Court of Ld. District Judge, (Family Court) Bhiwani is withdrawn from that Court and transferred to Jind. The District Judge, Jind may assign it to any competent Court.

10.10.2018
Atul

(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No