

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

TA No.706 of 2018
Date of decision : 25.09.2018

Nisha

... Petitioner

Versus

Anand Kumar

.... Respondent

CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present:- Mr.Ram Kumar Saini, Advocate
for the petitioner.
Mr.Anand Kumar, respondent in person.

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” under Section 25 of Guardian and Wards Act (Annexure P-1) filed by the respondent-husband, which is pending in the court of learned Addl.Civil Judge (Sr.Divn.)-2, Ferozepur to a court of competent jurisdiction at Ambala.

It is stated that marriage between the parties was solemnized on 4.2.2013. A male child namely Bhavik was born to the parties on 28.1.2014. 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 kms 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 25 of Guardian and Wards Act (Annexure P-1) filed by the respondent-husband, which is presently pending in the court of learned Addl.Civil Judge (Sr.Divn.)-2, Ferozepur is withdrawn from the said Court and transferred to District Ambala. The District Judge, Ambala may assign it to a competent Court at Ambala.

(Harinder Singh Sidhu)
Judge

25.09.2018

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