

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

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TA No.752 of 2018 (O&M)
Date of decision : 16.10.2018

Deepika Jangra

... Petitioner

Versus

Harish Kumar @ Sonu

.... Respondent

CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present:- Mr.Satbir Gill, 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 “Harish Kumar @ Sonu Vs. Deepika Jangra” filed by the respondent (husband) which is pending before learned District Judge (Family Court), Bhiwani, to a court of competent jurisdiction at Sirsa.

The marriage of the petitioner and respondent was solemnized on 6.2.2016. Soon after the marriage, respondent and his family members started taunting, harassing and beating the petitioner on account of dowry. On 14.5.2017, respondent and his family members gave beating to the petitioner. She was kept in a locked room to prevent her from contacting with the parents. On 30.5.2017, she was again beaten by the respondent and his family members and thrown out of her matrimonial home. The matter was reported to the police by the petitioner. FIR No.656 dated 11.7.2018 under Sections 323, 34, 406, 498A and 506 IPC at Police Station Sirsa City was registered.

The petitioner has filed an application under Section 125

Cr.P.C. at Sirsa for grant of maintenance. Thereafter, the respondent has filed the petition under Section 9 of the Hindu Marriage Act against the petitioner at Bhiwani.

It is stated that parents of the petitioner are very poor. She has no independent source of income. It is very difficult for her to attend the court proceedings at Bhiwani which is at a distance of 160 kms from her place of residence. It is also stated that the petitioner apprehends threat to her safety, if she attends the court proceedings at Bhiwani. Moreover, as the respondent is already attending the court at Sirsa in connection with the cases instituted by the petitioner, no prejudice would be caused to him if this case is transferred from Bhiwani to Sirsa.

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 aforesaid facts and circumstance, this petition is allowed.

The petition under Section 9 of the Hindu Marriage Act, 1955 titled as “Harish Kumar @ Sonu Vs. Deepkia Jangra” filed by the respondent (husband) which is pending before learned District Judge (Family Court), Bhiwani is withdrawn from that court and transferred to Sirsa. The learned District Judge, Sirsa may assign it to a competent court.

(Harinder Singh Sidhu)
Judge

16.10.2018

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