

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

TA-928-2018

Date of decision:-4.12.2018

Ekta

...Petitioner

Versus

Gulshan Kumar

...Respondent

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN

Present : Mr.Munish Mittal, Advocate
for the petitioner.

H.S. MADAAN, J.(ORAL)

By way of filing the present petition, the petitioner - Ekta, who is respondent in the Divorce Petition titled 'Gulshan Kumar Versus Ekta' pending in the Court of Additional District Judge, Panipat seeks transfer of that petition to any other Court of competent jurisdiction at Yamuna Nagar at Jagadhri.

Inter alia, it is contended that after her marriage with Gulshan Kumar, she was treated with cruelty by her husband and his family members and turned out of the matrimonial home. She had to fall back upon her parents, who are residing at Yamuna Nagar. Her husband has filed a divorce petition in the Court of Additional District Judge, Panipat. It is difficult for her to attend dates of hearing in that Court for

the reason that there is a distance of more than 100 kms. between the two places. Her parents are quite aged suffering from various ailments and there is no other male member in the family to accompany her to Panipat. Therefore, the petition be accepted.

Notice of the petition was given to respondent, who was duly served but did not put in appearance.

I have heard learned counsel for the petitioner besides going through the record.

Keeping in view the contentions in the petition and prayer in that regard made by learned counsel for the petitioner, I find that the petition deserves to be accepted.

Therefore, the petition stands allowed and the petition under Section 13 of Hindu Marriage Act, 1954 pending in the Court of Additional District Judge, Panipat is ordered to be transferred to the Court of District & Sessions Judge, Yamuna Nagar at Jagadhri. Learned District & Sessions Judge, Yamuna Nagar at Jagadhri may keep the petition himself or assign it to any other Additional District Judge, Yamuna Nagar at Jagadhri. The parties are directed to appear before District & Sessions Judge, Yamuna Nagar at Jagadhri on 10.1.2019.

Copy of this order be sent to District & Sessions Judge, Yamuna Nagar at Jagadhri as well as District & Sessions Judge, Panipat for information and necessary compliance.

4.12.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No