

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

TA-374-2019 (O&M)

Date of decision: 18.07.2019

Neelam

...Applicant

Versus

Parveen Kumar

...Respondent

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

Present: Mr. Rakesh Sharma, Advocate for the applicant.

H.S. MADAAN, J. (Oral)

Applicant Neelam, aged about 34 years, estranged wife of respondent Parveen Kumar, presently residing with her parents at Village Sisana, Tehsil Kharkhoda, District Sonapat, on account of differences between the spouses, by way of filing the present application, seeks transfer of divorce petition, filed by her husband, the respondent against her having title 'Parveen Kumar Vs. Neelam' pending in the Court of Addl. Principal Judge, Family Court, Faridabad to the Court of competent jurisdiction at Sonapat.

According to the applicant, she does not have any source of income and is taking care of minor son of the parties. She has filed a petition under Protection of Women from Domestic Violence Act, 2005 and another petition under Section 125 Cr.P.C. against the respondent in Courts at Sonapat. She being a young woman, having financial constraints, it is difficult for the applicant to travel from her parental

place to Faridabad to attend the dates of hearing in the Court there, covering a distance of about 92 kms on one side. Therefore, the present application be accepted.

Notice of the application was given to the respondent who was duly served but did not appear to offer a contest.

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

Keeping in view the contentions in the application and submissions made by learned counsel for the applicant, in which I find merit, in absence of any strong circumstance to the contrary, it would be proper and appropriate, if the application is accepted. The same is accordingly allowed. The petition in question is ordered to be withdrawn from the Court of Addl. Principal Judge, Family Court, Faridabad and transferred to Family Court at Sonapat for disposal in accordance with law.

The parties are directed to appear in the transferee Court on 21.08.2019. Copies of orders be sent to both the Courts for information and necessary compliance.

18.07.2019

sumit.k

(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :

Yes No

Whether Reportable :

Yes No