

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

CRM M-23549 of 2019

Date of Decision: May 22, 2019

Shalini

.....Petitioner

Versus

Roshni and another

.... Respondents

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Jangvir Singh Hooda, Advocate
for the petitioner.

FATEH DEEP SINGH, J. (Oral)

On request taken up again.

Heard.

Smt. Roshni respondent No.1 in this transfer application under Section 407 Cr.P.C. filed a complaint under Section 12 of Protection of Women from Domestic Violence Act (in short 'the Act') against Devender Yadav and his wife, the present petitioner. While the learned Court of Judicial Magistrate 1st Class, Gurdaspur before whom the complaint was filed is yet to take cognizance of the same but the present applicant/petitioner has come about for transfer of the complaint. Since the Court is yet to take cognizance by the complainant and has not issued preliminary notice to seek the response of the respondent side, it would be too premature and preposterous to

come to this Court seeking the transfer of the petition.

No prejudice is being caused by very filing of the complaint, which is yet to see the light of the day. Learned counsel for the petitioner could not show as to maintainability of such a petition at this juncture.

Finding no merits, the present petition stands dismissed in *limine*.

May 22, 2019
amit rana

(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No