

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

TA-1030-2018

Date of decision:-2.7.2019

Neelam

...Applicant

Versus

Rahul

...Respondent

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

Present : Mr.Neeraj Yadav, Advocate
for the applicant.

None for the respondent.

H.S. MADAAN, J.(ORAL)

By way of filing the present application, the applicant – Smt.Neelam, aged about 25 years wife of respondent – Rahul presently residing with her parents at Rewari on account of matrimonial discord between the spouses, seeks transfer of divorce petition filed by her husband the respondent against her having title 'Rahul Versus Neelam' pending before District Judge, Narnaul to any other Court of competent jurisdiction at Rewari.

According to the applicant, the marriage solemnized between the parties on 28.11.2013 at Vikas Nagar, Tehsil & District Rewari did not work; the couple was not blessed with any child; that the

applicant had to leave the matrimonial home on account of harassment and cruelty meted out to her for the reason of demand of dowry raised by respondent and his family members; that she had no other place to go except the house of her parents at Rewari; that the applicant has filed a petition under Protection of Women from Domestic Violence Act, 2005 against the respondent in Court at Rewari, where the respondent has put in appearance; that just to harass the applicant, the respondent has filed the divorce petition in Court at Narnaul; that she being a young woman having no source of income, it is difficult for her to travel from her parental place at Rewari to Narnaul covering a distance of about 60 kms. on one side to attend the dates of hearing in the Court there. Therefore, the application be accepted.

Notice of the application was given to respondent, who initially put in appearance but subsequently absented from the Court.

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.

Therefore, the application stands allowed and the divorce petition pending in the Court of District Judge, Narnaul is ordered to be transferred to the District Judge, Family Court, Rewari. The parties are directed to appear before District Judge, Family Court, Rewari on 2.8.2019.

Copy of this order be sent to District Judge, Narnaul as

well as District Judge, Family Court, Rewari for information and necessary compliance.

2.7.2019
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No