

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

TA-672-2017

Date of decision:-10.1.2019

Meenu

...Applicant

Versus

Rajiv Rawal

...Respondent

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN**Present** : Mr.Vivek Khatri, Advocate
for the applicant.

H.S. MADAAN, J.(ORAL)

By way of filing the present application, the applicant – Meenu, aged about 30 years, who is respondent in the petition under Section 9 of the Hindu Marriage Act titled 'Rajiv Rawal Versus Meenu' filed by her husband pending in the Court of District Judge, Family Court, Karnal seeks transfer of that petition to any other Court of competent jurisdiction at Kurukshetra

Inter alia, it is contended by the applicant that after the marriage was solemnized between the parties, she was harassed and maltreated by her husband - the respondent and his family members on account of demand of dowry; that she had given birth to three children from the loins of the respondent; that on account of such cruel attitude of respondent and his family members, the applicant along with the minor children had to leave the matrimonial home and started residing with her parents at Kurukshetra; that the applicant does not have any

source of income; that she has filed three cases against the respondent in Courts at Kurukshetra in which the respondent has put in appearance and the petition in question has been filed by the respondent as a pressure tactic; that it is difficult for the applicant to go from Kurukshetra to Karnal covering a distance of about more than 50 kms. on one side. Therefore, the application be accepted.

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

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 petition under Section 9 of Hindu Marriage Act pending in the Court of District Judge, Family Court, Karnal is ordered to be transferred to the Family Court, Kurukshetra. The parties are directed to appear before District Judge, Family Court, Kurukshetra on 7.2.2019.

Copy of this order be sent to District Judge, Family Court, Karnal as well as District Judge, Family Court, Kurukshetra for information and necessary compliance.

10.1.2019
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No