

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

TA-487-2018 (O&M)
Date of decision: 13.02.2019

Pooja

...Applicant

Versus

Vijay and another

...Respondents

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

Present: Mr. Punit Malik, Advocate
for the applicant.

H.S. MADAAN, J. (Oral)

This application for transfer of divorce petition titled as 'Vijay Vs. Pooja and another' pending in the Court of District Judge, Family Court, Bhiwani to the Court of competent jurisdiction at Hisar has been filed by applicant/wife Pooja, aged about 26 years.

According to the applicant, the marriage performed between her and respondent No.1 on 06.11.2011 did not work on account of cruel treatment meted out to her by respondent No.1 in connection with demand of dowry. She was turned out of the matrimonial home and she had no place to go except her parental house at Barwala, District Hisar. Now her husband has filed a divorce petition against her. According to the applicant, she being a young woman, it is difficult for her to travel from Hisar to Bhiwani, covering a distance of 80 kms on one side to attend the dates of hearing in Court there. She has filed a petition under

Section 125 Cr.P.C., as well as under Protection of Women from Domestic Violence Act, 2005 in Courts at Hisar. She has also got registered an FIR for offences under Sections 498-A and 406 etc., IPC at Police Station Barwala. Therefore, the present application be accepted.

Notice of the application was given to respondent No.1 who was duly served but has not opted to appear and 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 The petition in question is ordered to be withdrawn from the Court of District Judge, Family Court Bhiwani and transferred to Family Court at Hisar for disposal in accordance with law.

The parties through their counsel are directed to appear in the transferee Court on 13.03.2019. Copies of orders be sent to both the Courts for information and necessary compliance.

13.02.2019

sumit.k

(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No