

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

T.A. No. 905 of 2018

DATE OF DECISION :- February 01, 2019

Nirmala Devi

...Applicant

Versus

Maninder Kumar

...Respondent

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

Present:- Mr. J.S. Saneta, Advocate for the applicant.

Mr. Raghav Sharma, Advocate for the respondent.

This application for transfer of petition under Section 9 of the Hindu Marriage Act has been filed by applicant Nirmala Devi against her husband Maninder Kumar-respondent. That petition having title 'Maninder Kumar Vs. Nirmala Devi' is said to be pending before District Judge, Karnal.

The applicant, who is presently residing with her parents at Ladwa, District Kurukshetra seeks transfer of the said petition to the Court of competent jurisdiction at Kurukshetra.

Notice of the application was given to the respondent, who has put in appearance through counsel. Learned counsel for the respondent in all fairness has stated that he does not oppose the application, however, since there are several other cases between the parties which are pending in the

Courts at Kurukshetra, one date of hearing should be fixed in all those cases.

I have heard learned counsel for the parties 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 The petition in question is ordered to be withdrawn from the Court of District Judge, Karnal and transferred to the Court of District Judge, Kurukshetra for disposal in accordance with law. Learned District Judge, Kurukshetra may retain the petition on his board or assign it to any other Court of competent jurisdiction.

The parties through their counsel are directed to appear in the transferee Court on 5.3.2019. Copies of orders be sent to the Court of District Judge, Karnal as well as to the Court of District Judge, Kurukshetra for information and necessary compliance.

As regards request for fixing all the cases between the parties on one date, the same maybe made to the Courts at Kurukshetra.

(H.S. MADAAN)
JUDGE

February 01, 2019

p.singh

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No