

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

TA-926-2018 (O&M)

Date of decision: 19.08.2019

Seema

...Applicant

Versus

Deepak

...Respondent

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

Present: Mr. Arjun Dhingra, Advocate for
Mr. Rahul Makkar, Advocate for the applicant.

H.S. MADAAN, J. (Oral)

Applicant Seema, aged about 29 years, estranged wife of respondent Deepak, presently residing with her parents at Jind, on account of matrimonial discord between the spouses, by way of filing the present application, seeks transfer of divorce petition, filed by her husband, the respondent against her having title 'Deepak Vs. Seema' pending in the Court of District Judge, Family Court, Rohtak to the Court of competent jurisdiction at Jind.

As per version of the applicant, the marriage solemnized between the parties on 05.11.2005 did not work. The couple was not blessed with any child. She was turned out of the matrimonial home after giving beatings. Presently she is putting up with her parents at Jind. She is dependent upon them for meeting her financial needs as she does not have any source of income. She has filed a petition under Section 125 Cr.P.C. against the respondent. The respondent has filed the petition in

question against the applicant just to harass her. The applicant being a young woman, having financial constraints, it is difficult for the applicant to travel from her parental place to Rohtak to attend the dates of hearing in the Court there. Therefore, the present application be accepted.

Notice of the application was given to the respondent who was duly served but did not appear to 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 The petition in question is ordered to be withdrawn from the Court of District Judge, Family Court, Rohtak and transferred to Family Court at Jind for disposal in accordance with law.

The parties are directed to appear in the transferee Court on 20.09.2019. Copies of orders be sent to both the Courts for information and necessary compliance.

19.08.2019

sumit.k

**(H.S. MADAAN)
JUDGE**

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No