

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

**T.A NO. 75 OF 2019
DATE OF DECISION : 07.01.2020**

Anuradha

...Applicant

versus

Ajay Tomar

...Respondent

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Ms. Neha Jain, Advocate for
Mr. R. N. Lohan, Advocate,
for the applicant.

Mr. Sumit Gupta, Advocate,
for the respondent.

ARUN MONGA, J. (ORAL)

This petition has been filed by wife seeking transfer of a petition filed by her husband under Section 13 of the Hindu Marriage Act, from the Court of District Judge, Family Court, Sonapat to any other Court of competent jurisdiction at Jind.

2. Learned counsel for the applicant submits that FIR No.167 dated 27.08.2018 under Sections 323/377/498-A/406/506/34 IPC has already been registered against the respondent at Women Police Station Jind and is pending trial there. Two more petitions are also pending in the Courts at Jind.

3. I have heard learned counsel for the parties and have gone through the record of the case.

4. All the cases pending between the parties are aftermath of matrimonial discord. Keeping in view the averments contained in the application and the conceded position that one FIR along with two more petitions under Section 125 Cr.P.C and under Section 12 of the Protection of Women from Domestic Violence Act, 2005, instituted at the instance of applicant-wife, are already pending in the Court at Jind, it would be proper, appropriate and in the interest of justice if all the cases are tried and decided at one place.

5. Learned counsel for the applicant also relies upon judgment of Hon'ble Apex Court in case titled ***Sumita Singh Vs. Kumar Sanjay and another, AIR 2002 SC 396***, wherein it is held that transfer of matrimonial proceedings initiated by the husband against wife, convenience of the wife ought to be looked into.

6. In the premise, present application is allowed. The petition in question pending before the Court of District Judge, Family Court, Sonapat is ordered to be withdrawn from that Court and is transferred to District Judge, Jind, for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

JANUARY 07, 2020
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| 1. | Whether speaking/reasoned : | Yes/No |
| 2. | Whether reportable : | Yes/No |