

204

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

TA No.362 of 2020 (O&M)
Date of decision: 11.09.2020

Monika

....Petitioner

Versus

Ajay

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vimal Kumar Gupta, Advocate
for the petitioner.

None for the respondent.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is to transfer the petition filed under Section 13(I)(ia)(ib) of the Hindu Marriage Act, 1955 titled as “Ajay vs Monika”, bearing case No.DMC No.70/2020 from the Court of Principal Judge, Family Court, Bhiwani to the Court of competent jurisdiction at Gurugram.

Despite service, there is no representation on behalf of the respondent

Counsel for the petitioner submits that the petitioner has one son and one daughter, who are residing with the petitioner/wife and the respondent/husband is not making the payment of the maintenance and has filed this petition at Bhiwani just to harass the petitioner. It is further submitted that two petitions filed by the petitioner, i.e. one under Section 125 Cr.P.C., for seeking maintenance and the other under the Domestic Violence Act, are already pending before the Family Court at Gurugram. Lastly, it is submitted that there is a distance of

CASE HEARD THROUGH VIDEO CONFERENCING

more than 100 kms. and it is difficult for the petitioner to travel to District Gurugram on each and every date of hearing to contest the same.

After hearing the counsel for the petitioner and finding that there is no representation on behalf of the respondent to contest the petition, this petition is allowed and the case bearing No.DMC No.70/2020 titled as “Ajay vs Monika” is transferred from the Court of Principal Judge, Family Court, Bhiwani to the Family Court at Gurugram.

The parties through their counsel are directed to appear before the Family Court at Gurugram within a period of one month from today.

Disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

11.09.2020

yakub

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No