

CRM-M-30207-2020 (O&M)

Date of Decision : 04.11.2020

Ravina

...Petitioner

Versus

Nikhil and others

...Respondents

CORAM : HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present : Mr. Devender Arya, Advocate for the petitioner.

Mr. S.K. Panwar, Advocate for the respondent No.3.

Mr. Dharam Pal, Advocate for the respondent No.4.

Harinder Singh Sidhu, J

The case has been taken up through video conferencing on account of Covid-2019 pandemic.

Prayer is for transfer of the complaint case No.COMA-68 of 2017, dated 06.07.2017 titled as "Ravina versus Nikhil and others" under the Domestic Violence Act, 2005, pending before the Court of Sub Divisional Judicial Magistrate, 1st Class, Meham, District Rohtak to the court of Panchkula.

It is stated that the marriage of the petitioner with respondent No.1 was solemnized on 21.06.2014 as per Hindu Rites and Rituals. At the time of marriage, the parents of the petitioner had spent huge amount and given sufficient dowry articles more than their capacity to respondent and his family members. However, after the marriage, the respondents started harassing the petitioner for more dowry. The parents of the petitioner paid substantial amount to respondent No.1 to satisfy his greed of dowry. Ultimately on 15.06.2015, the petitioner was forced to go to her parental house for delivery of the child. All the expenses for the delivery

of the child were born by the family of the petitioner. The petitioner has stated that the behavior of the respondents have not changed even after the birth of the child. Because of the cruel and merciless behavior of the respondents, the petitioner along with her minor daughter was forced to leave her matrimonial house and filed the complaint under Domestic Violence Act against the respondents. The petitioner also got registered FIR No.116, dated 03.03.2017 at Police Station Meham, District Rohtak under Sections 323, 377, 406, 498-A IPC against the respondents.

It is averred that at the time of filing of the complaint, the petitioner was residing with her parents in Meham, District Rohtak. Now, she has started residing in Panchkula along with her minor daughter. Meham is at a distance of about 240 kms away from Panchkula and it is extremely difficult for the petitioner to pursue her complaint at Meham, District Rohtak. Hence, the present petition for transfer of the complaint case has been filed.

Learned counsel appearing on behalf of the respondents No.3 and 4 states that they have no objection, if the complaint case is transferred from Meham, District Rohtak to District Panchkula.

In view of the above, the present petition for transfer of the complaint case from Meham, District Rohtak to District Panchkula, is allowed. Complaint case bearing case No.COMA-68 of 2017, dated 06.07.2017 titled as “Ravina versus Nikhil and others” under Domestic Violence Act, 2005, is ordered to be transferred from the Court of Sub Divisional Judicial Magistrate, 1st Class, Meham, District Rohtak to the competent court of District Panchkula.

(HARINDER SINGH SIDHU)
JUDGE

November 04, 2020
Manpreet

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No