

**Sr. No.207
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**TA No.573 of 2019 (O&M)
Date of Decision: 10.02.2020**

Rimpi Rani

... Applicant

Versus

Jagdish Ram

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Dheeraj Narula, Advocate,
for the applicant.

None for the respondent.

ARUN MONGA, J.(ORAL)

1. Applicant-wife seeks transfer of petition filed by the respondent-husband under Section 9 of the Hindu Marriage Act, bearing HMA No.25/2019 titled as "Jagdish Ram Vs. Rimpi Rani pending in the Court of learned Additional Civil Judge, (Senior Division) Civil Courts, Guhla District Kaithal to the Court of competent jurisdiction at Sirsa.

2. Learned counsel for the applicant submits that FIR under Sections 498-A/323/406/506 of IPC against the respondent is pending at Police Station Sadar Sirsa and one petition under Section 125 Cr.P.C. seeking maintenance is also pending at Sirsa.

3. Learned counsel for the applicant submits that the applicant-wife is residing with her parents at Sirsa. The distance between Guhla and Sirsa is about 180 Kms. She has no source of income and it is difficult for her to go to Guhla on each date of

hearing. On the other hand, respondent is a well earning man and he can attend the Court proceedings at Sirsa.

4. Despite service, none has put in appearance on behalf of the respondent-husband and in the premise, this Court is of the view that respondent-husband is deemed to have consented the present transfer application by not contesting the same.

5. I have heard learned counsel for the applicant and have gone through the record of the case.

6. All the cases pending between the parties are aftermath of matrimonial discord. Keeping in view the contentions in the application and the conceded position that FIR under Sections 498-A/323/406/506 of IPC and one petition under Section 125 Cr.P.C. are also pending at Sirsa it would be proper, appropriate and in the interest of justice if all the cases are tried and decided at one place.

7. In the premise, present application is allowed. The petition in question pending before the Court of Learned Additional Civil Judge (Senior Division) Civil Courts, Guhla is ordered to be withdrawn from that Court and is transferred to the District Judge, Sirsa for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

10.02.2020
vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No