

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

**T.A NO. 696 OF 2019 (O&M)
DATE OF DECISION : 10.02.2020**

Swati

...Applicant

versus

Kanan Bansal

...Respondent

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Aseem Kataria, Advocate,
for the applicant.

Mr. Rahul Jaswal, Advocate,
for the respondent.

ARUN MONGA, J. (ORAL)

This petition has been filed by the applicant-wife seeking transfer of a petition filed by her husband under Section 13 of the Hindu Marriage Act, 1955, bearing DMC No. 250 of 2019 titled as "Kanan Bansal v. Swati" pending in the Court of Principal Judge, Family Court, Panipat to any other Court of competent jurisdiction at Faridabad.

2. Learned counsel for the applicant submits that criminal proceedings vide FIR No.128/2018 and one petition under Protection of Women from Domestic Violence Act, 2005 are pending adjudication before Judicial Magistrate Ist Class, Faridabad.

3. Learned counsel for the applicant further submits that applicant is residing at her parental home. She has no source of income. The distance from Faridabad to Panipat is more than 130 kms. It is very difficult for her to travel from Faridabad to Panipat on each and every date of hearing. On the other hand, respondent is doing service at Dhanbad (Jharkhand).

4. I have heard learned counsel for the parties and have gone through the records of the case.

5. 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 petition under the Protection of Women from Domestic Violence Act, 2005 and criminal case under Sections 498-A/323/354-A/406 IPC, instituted at the instance of applicant-wife, are already pending at Faridabad, it would be proper, appropriate and in the interest of justice if all the cases are tried and decided at one place.

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 The petition in question pending before the Court of Principal Judge, Family Court, Panipat is ordered to be withdrawn from that Court and is transferred to District Judge, Faridabad for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

FEBRUARY 10, 2020
shalini

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| 1. | Whether speaking/reasoned : | Yes/No |
| 2. | Whether reportable : | Yes/No |