

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

Transfer Application No.897 of 2019(O&M)
Date of decision: 06.01.2020

Ramandeep Kaur

...Applicant

Versus

Sehajpreet Singh

...Respondent

CORAM: HON'BLE MR.JUSTICE ARUN MONGA

Present: Mr.Gurbir Singh Sidhu, Advocate
for the applicant.

None for the respondent.

ARUN MONGA, J. (Oral)

Applicant wife seeks transfer of petition filed by the respondent-husband under Section 9 of the Hindu Marriage Act for restitution of conjugal rights titled as “Sehajpreet Singh vs. Ramandeep Kaur” from the Court of Addl. Civil Judge (Sr.Divn.), Malerkotla, to the competent Court at Barnala.

2. Learned counsel for the applicant submits that a petition under Section 13 of the Hindu Marriage Act instituted at the instance of applicant-wife already pending in the Court at District Barnala and FIR No.43 dated 03.07.2019 under Section 406 and 498-A IPC has also been lodged at Police Station Mehal Kalan, District Barnala.

3. Notice of motion was issued to the respondent for today, but none appeared on his behalf to assist the Court.

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

5. All the cases pending between the parties are outcome of matrimonial discord. Keeping in view the contentions in the application and conceded position that petition under Section 13 of the Hindu Marriage Act, instituted at the instance of applicant-wife is already pending in the Court at Distt.Barnala and aforementioned FIR has also been lodged by the wife at P.S.Mehal Kalan, District Barnala, it would be proper, appropriate and in the interest of justice, if all the cases are tried and decided at one place.

6. The present application is accordingly allowed. The petition in question is ordered to be withdrawn from the Court of Additional Civil Judge (Sr.Divn.) Malerkotla and is transferred to the competent Court at Barnala.

7. Record of the case be sent to the District Judge, Barnala for its assignment to the Court concerned for disposal in accordance with law.

06.01.2020

dharamvir

(ARUN MONGA)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No