

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

Transfer Application No.952 of 2019(O&M)
Date of decision: 06.01.2020

Dimple

...Applicant

Versus

Jugal Kishore

...Respondent

CORAM: HON'BLE MR.JUSTICE ARUN MONGA

Present: Mr.Anuj Dewan, Advocate
for the applicant.

None for the respondent.

ARUN MONGA, J. (Oral)

Applicant seeks transfer of petition filed by the respondent-Husband under Section 9 of the Hindu Marriage Act for restitution of conjugal rights titled as “Jugal Kishore vs. Dimple” bearing HMA No.154 of 2019 pending in the Court of Principal Judge, Family Court, Gurdaspur, to the competent Court at Pathankot.

2. Learned counsel for the applicant submits that two more petitions filed by the applicant-wife are already pending in the Courts at District Pathankot.

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 applicant and have gone through the record of the case.

5. All the cases pending between the parties being outcome of matrimonial discord and keeping in view the contentions in the application and the conceded position that petitions under Section 125 Cr.P.C. and Section 12 of the Protection of Women from Domestic Violence Act, instituted at the instance of applicant-wife, are already pending in the Court at Pathankot and FIR No.12 dated 14.03.2019 under Section 498-A, 406 IPC has also been registered at P.S.Sadar, Pathankot, against the husband, 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 The petition in question is ordered to be withdrawn from the Court of Principal Judge, Family Court, Gurdaspur and is transferred to the competent Court at District Pathankot.

7. Record of the case be sent to the District Judge, Pathankot 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