

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

**T.A NO. 1005 OF 2019
DATE OF DECISION : 03.02.2020**

Poonam

...Applicant

versus

Raju Ram

...Respondent

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Sandeep Chopra, Advocate,
for the applicant.

None 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 No. HMA/531/2019 titled as "Raju v. Poonam" from the Court of Additional District Judge, Sangrur to any other Court of competent jurisdiction at Patiala.

2. Learned counsel for the applicant submits that one petition filed by the applicant-wife, under the Protection of Women from Domestic Violence Act, 2005, is pending in the Court at Patiala.

3. Learned counsel for the applicant further submits that applicant is a poor lady and is residing with her parents. It is very difficult for her to travel 60 kms from Patiala to Sangrur on each and every date of hearing. It is further stated that earlier also respondent filed a petition u/s 9 of Hindu Marriage Act bearing HMA/53/2019 titled as "Raju v. Poonam" before the Court of Shri Gurmehtab Singh, Civil Judge (Junior Division) Moonak, District Sangrur. The applicant filed

T.A No.926 of 2019 for transfer of said petition from Moonak to Patiala. As per assertion made by the respondent in petition under Section 13 of the Hindu Marriage Act, he withdrew the said petition under Section 9 of the Hindu Marriage Act.

4. Despite service, no one has put in appearance on behalf of the respondent.

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

6. Both 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 Domestic Violence Act, instituted at the instance of applicant-wife, is already pending in the Court at Patiala, it would be proper, appropriate and in the interest of justice if both 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 The petition in question pending before the Court of Additional District Judge, Sangrur is ordered to be withdrawn from that Court and is transferred to District Judge, Patiala, for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

FEBRUARY 03, 2020
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1.	Whether speaking/reasoned :	Yes/No
2.	Whether reportable :	Yes/No