

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

TA-6967-2018 (O&M)
Date of decision: 06.01.2020

Nancy

...Applicant

Versus

Karanjit Singh

...Respondent

CORAM: HON'BLE MR.JUSTICE ARUN MONGA

Present: Mr. M.S.Rana, Advocate for the applicant.

Mr. Jaideep Verma, Advocate for the respondent.

ARUN MONGA J. (Oral)

Applicant-wife seeks transfer of petition filed by the respondent-husband titled “Karanjit Singh vs. Nancy” bearing HMA/529/2018 under Section 9 of the Hindu Marriage Act for restitution of conjugal rights pending in the Court of Civil Judge (Jr.Divn.), Ludhiana to the competent Court at Jalandhar.

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

3. All the cases pending between the parties are outcome of matrimonial discord. Learned counsel appearing for the applicant-wife submits that a complaint under Section 125 Cr.P.C.has been filed by the applicant-wife which is pending at Jalandhar. Even otherwise, I am of the view that since the applicant-wife is residing at Jalandhar and is not earning anything, the present application deserves to be allowed.

4. Keeping in view the contentions made in the application and the conceded position that a petition under Section 125 Cr.P.C. instituted at the instance of respondent wife, is already pending in the Court at Jalandhar wherein notice has been issued to the husband, it would be proper, appropriate and in the interest of justice if all the cases are tried and decided at one place.

5. The present application is accordingly allowed. The petition in question is ordered to be withdrawn from the Court of Civil Judge (Jr.Divn.), Ludhiana and is transferred to the competent Court at District Jalandhar.

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

06.01.2020

dharamvir

(ARUN MONGA)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No