

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

203

TA-354-2021(O&M)
Date of Order: 28.09.2021

RENUKA

..Petitioner

Versus

MANOJ

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Chanderhas Yadav, Advocate
for the petitioner.

ANIL KSHETARPAL, J(Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

As per the office report, notice issued to the respondent has been received back served, however, he remains unrepresented.

On 03.09.2021, the following order was passed:-

“The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

This petition has been filed by the wife seeking the transfer of the petition filed under Section 9 of the Hindu Marriage Act, 1955, titled as “Manoj vs. Renuka”, pending in the Court of Principal Judge, Family Court, Gurugram, to the Court of competent jurisdiction at Jhajjar.

The petitioner claims that she got married to the respondent on 11.03.2020. She claims that presently, she is residing with her parents at Jhajjar and the distance between Gurugram and Jhajjar is approximately 60 Kms. The petitioner further claims that she cannot properly defend the petition at Gurugram.

The learned counsel representing the petitioner places reliance on the following litigations pending in District Courts, Jhajjar:-

(i) Under Section 125 Cr.P.C.

(ii) Under Section 12 of the Domestic Violence Act, 2005

(iii) FIR No.20, dated 21.01.2021, registered under Section 323/498-A IPC, at Police Station Women, District Jhajjar.

The learned counsel contends that it will be very difficult for the petitioner to travel on each date of hearing.

Notice of motion for 28.09.2021.

The liberty is granted to the petitioner to serve the respondent through his counsel Sh. Vinay Kumar Yadav, at District Courts, Gurugram.

Dasti also.”

The facts noticed in the order dated 03.09.2021, remain uncontroverted.

Hence, the petition is allowed.

The petition under Section 9 of the Hindu Marriage Act, 1955, titled as “Manoj vs. Renuka”, pending in the Court of Principal Judge, Family Court, Gurugram, is ordered to be transferred to the Court of competent jurisdiction at Jhajjar.

The transferor Court is requested to remit the case file to the transferee Court forthwith.

The parties through their counsel are directed to appear before the transferee Court on 14.10.2021.

All the pending miscellaneous applications, if any, are also disposed of.

September 28, 2021

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**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No