

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

TA No.908 of 2021(O&M)

Date of Decision: 01.11.2021

Amandeep Kaur

...Petitioner

VERSUS

Ashok Gir

...Respondent

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Deepak Aggarwal, Advocate for the petitioner.

Respondent – Ashok Gir, in person.

ALKA SARIN, J. (Oral)

Heard through video conferencing.

The present petition has been filed by the petitioner-wife seeking transfer of the petition filed by the respondent-husband under Section 12 of the Hindu Marriage Act, 1955 bearing DMC No.1055 of 2021 titled as “*Ashok Gir Vs. Amandeep Kaur*” pending before the Court of Additional Principal Judge, Family Court, Patiala to the Court of competent jurisdiction at Bathinda.

Learned counsel for the petitioner would contend that presently the petitioner is residing with her parents at Bathinda and that she has to travel a distance of 170 kms in order to attend the proceedings before the Family Court, Patiala. It is further the contention of learned counsel for the petitioner that a petition filed by the petitioner under Section 12 of the Prevention of Women from Domestic Violence Act, 2005 is already pending in the Family Court at Bathinda.

Respondent – Ashok Gir is present in person in the Court and has been identified by a copy of his Adhaar Card, which is taken on record.

He states that he has no objection in case the matter is transferred to the Family Court at Bathinda.

I have heard learned counsel for the parties.

In view of the above and keeping in mind the fact that the petitioner has to travel 170 kms to the Family Court, Patiala and also the fact that a petition filed by the petitioner under Section 12 of the Prevention of Women from Domestic Violence Act, 2005 is already pending in the Family Court at Bathinda, I deem it appropriate to allow the present petition and to transfer the petition filed by the respondent-husband under Section 12 of the Hindu Marriage Act, 1955 bearing DMC No.1055 of 2021 titled as "*Ashok Gir Vs. Amandeep Kaur*" pending before the Court of Additional Principal Judge, Family Court, Patiala to the Court of competent jurisdiction at Bathinda.

The records of the case shall be sent by the concerned Court to the Court of learned District Judge, Bathinda and the parties shall appear there on 17.12.2021 at 10.00 a.m.

The present petition is disposed off in the above terms.

November 01, 2021
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(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO