



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

Sr. No.113

TA-961-2023

Date of Decision: 11.12.2024

NAVEEN @ NAVEEN KUMARI

....Applicant

Versus

RAVI DAHIYA

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Manav Dhull, Advocate, for
Mr. Ramesh Hooda, Advocate
for the applicant.

Respondent proceeded against *ex parte*
vide order dated 22.10.2024.

ARCHANA PURI, J. (Oral)

The applicant-wife has filed the present application for seeking transfer of the petition under Section 13-A of the Hindu Marriage Act, titled '*Ravi Dahiya Vs. Naveen*', filed by the respondent-husband, pending in the Family Court, Sonipat and she seeks transfer of the same to the Court of competent jurisdiction at Rohtak.

In pursuance of the notice issued, respondent did not make appearance and as such, he was proceeded against *ex parte*.

Learned counsel for the applicant heard.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 22.04.2019. However, on account of the matrimonial discord, the parties are residing separate. No child was born from the said wedlock. Also, it is submitted that an FIR bearing No.230 dated 27.07.2020, under Sections 313, 323, 34, 406, 498-A and 506 IPC, was got lodged at the instance of the appicant, at Police Station



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Urban Estate, District Rohtak. Besides the same, she has also filed the petition under Section 125 Cr.P.C., as well as the petition under Section 12 of the Protection of Women from Domestic Violence Act and the same are pending in the Courts at Rohtak. In the petition under the Protection of Women from Domestic Violence Act, the respondent is already making appearance before the Court. Also, it is submitted that the applicant is unemployed and she has no source of earning. In the given circumstances, it is submitted that it is difficult for the applicant to commute a distance of about 60 kilometres, from the place of her residence, to defend the divorce petition.

In view of the aforesaid fact situation and keeping in view the fact that three cases are already pending in the Courts at Rohtak, the application is accepted and the petition under Section 13-A of the Hindu Marriage Act, titled '*Ravi Dahiya Vs. Naveen*', filed by the respondent-husband, stands transferred from the Family Court, Sonipat, to the Court of competent jurisdiction at Rohtak. The requisite record of the aforesaid case be sent by the Family Court, Sonipat, to the District and Sessions Judge, Rohtak.

Learned District and Sessions Judge, Rohtak, shall assign the said petition to the Family Court, Rohtak. Even, the parties are directed to appear before the Family Court, Rohtak, within a period of one month from today onwards.

11.12.2024

Himanshu

**(ARCHANA PURI)
JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : Yes/No