



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

TA-975 of 2023 (O&M)
Date of decision: 07.11.2024

Monika Bansal

..Petitioner

Versus

Gagandeep Bansal

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. J.K.Sherawat, Advocate
for the applicant.

Dr. Rau P.S.Girwar, Advocate and
Ms. Archana, Advocate
Ms. Babita Gupta, Advocate
for the respondent.

ANIL KSHETARPAL, J(Oral)

Through this petition, the petitioner (the respondent's wife)
prays for transfer of the petition filed under Section 9 of the Hindu Marriage
Act, 1955, pending in the Court of Principal Judge, Family Court, Bathinda,
to the Court of competent jurisdiction at Dabwali, District Sirsa, on the
ground that the respondent is defending the following three petitions at
Dabwali:-

- (i) Complaint under Section 12 of the Domestic Violence
Act, 2005;
- (ii) FIR NO.607, dated 23.11.2022, registered under Section
323, 498-A, 506 IPC, at Police Station City Mandi
Dabwali, District Sirsa;
- (iii) Complaint under Section 125 Cr.P.C, are pending in the
District Courts at Sirsa.



The learned counsel representing the petitioner submits that the respondent-husband is not paying the maintenance despite orders from the Court. She claims lack of resources to contest the case at Bathinda being house wife and residing with old widowed mother.

Keeping in view the aforesaid assertions which are not disputed, the petition is allowed and the petition filed under Section 9 of the Hindu Marriage Act, 1955, pending in the Court of Principal Judge, Family Court, Bathinda is ordered to be transferred to the Court of competent jurisdiction at Dabwali, District Sirsa.

The parties through their counsels are directed to appear before the Court of District Judge, Sirsa, on 03.12.2024, who will try the case himself or assign it to the Court of competent jurisdiction at Dabwali.

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

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

November 07, 2024

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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No