

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

TA No.129 of 2016

Date of decision: 07.04.2016

Vipul Mittal and another

... Applicants

Vs.

Rishi Kumar and another

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Barjesh Mittal, Advocate
for the applicants.

Mr. Jitender Dhanda, Advocate
for the respondents.

1. Whether reporters of local papers may be allowed to see the judgment? YES/NO
2. To be referred to the reporters or not? YES/NO
3. Whether the judgment should be reported in the digest? YES/NO

RAMESHWAR SINGH MALIK, J. (ORAL)

Applicants, by way of instant application under Section 24 of the Code of Civil Procedure, seek transfer of a petition under Section 25 of the Guardians and Wards Act, 1890 (for short 'the Act') from Hisar to Chandigarh, whereby respondents are seeking custody of the minor child.

Notice of motion was issued.

Learned counsel for the respondents, at the very outset, fairly states that let the instant transfer application be allowed and the petition filed by the respondents under Section 25 of the Act at Hisar may be ordered to be transferred to Chandigarh.

In view of the above statement made by learned counsel for the respondents, instant transfer application is allowed. Petition filed by the respondents under Section 25 of the Act at Hisar is ordered to be transferred to Chandigarh.

Accordingly, learned District Judge, Hisar is directed to send the complete record of the petition filed by the respondents under Section 25 of the Act titled as Rishi Kumar and another Vs. Dr. Vipul Mittal and another, to the learned District Judge, Chandigarh at an early date and in any case within a period of one month from the date of receipt of certified copy of this order.

Learned District Judge, Chandigarh is also directed to assign the case to the learned Court of competent jurisdiction for its early decision, in accordance with law.

With the abovesaid observations made and directions issued, instant transfer application stands disposed of, however, with no order as to costs.

[RAMESHWAR SINGH MALIK]
JUDGE

07.04.2016
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