

Rajdip Kaur

---Applicant

versus

Sarmukh Singh

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Avtar Singh Khinda, Advocate
for the applicant**

Rekha Mittal, J.

Prayer in this application is for transfer of Petition No. 60 dated 17.2.2017 titled “Sarmukh Singh vs. Rajdip Kaur” under Section 13 of the Hindu Marriage Act, 1955 (in short “the Act”) from the Court of Additional District Judge-III, Kapurthala to a Court of competent jurisdiction at Ludhiana.

Counsel for the applicant has submitted that earlier the applicant filed T.A.No. 169 of 2017 for transfer of petition under Section 25 of the Guardians and Wards Act, 1890 from Kapurthala to Ludhiana and the said application after hearing counsel for the parties was allowed by this Court vide order dated 27.4.2017 passed by a Co-ordinate Bench. It is further submitted that neither the order dated 27.4.2017 has been challenged before Hon'ble the Supreme Court of India nor there is any change in the status of the parties since 27.4.2017, therefore, the aforesaid petition may be transferred from Kapurthala to Ludhiana.

The respondent has not caused appearance to controvert the

allegations raised in the petition or to draw any distinction between the facts of the case at hand and that of the transfer application allowed by this Court vide order dated 27.4.2017.

Paramjit Kaur Saini
20.11.2017
I attest to the accuracy and
integrity of this document

In view of the above, Petition No. 60 dated 17.2.2017 titled “Sarmukh Singh vs. Rajdip Kaur” under Section 13 of the ACT is withdrawn from the Court of Additional District Judge-III, Kapurthala and transferred to the Court of District Judge, Ludhiana. The District Judge, Ludhiana may keep the matter on his Board or transfer it to any other Court of competent jurisdiction at Ludhiana. The transferee Court shall proceed with the matter, in accordance with law.

Disposed of accordingly.

(Rekha Mittal)
Judge

5.9.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No