

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

-.-

TA 474 of 2017

Date of decision: 29.09.2017

Akvinder Kaur

..... *Applicant*

Versus

Rupinder Singh

..... *Respondent*

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mr. R K Saini, Advocate
for the applicant

None for the respondent

-.-

Rekha Mittal, J.

The applicant prays for transfer of the petition under Section 9 of the Hindu Marriage Act, 1955 titled '*Rupinder Singh v Akvinder Kaur*' filed by the respondent from the Court of Additional Civil Judge (Senior Division), Derra Bassi, Mohali to a Court of competent jurisdiction at Ambala.

Counsel for the applicant has submitted that two cases, referred to in para 8 of the application are pending in the Court of District Judge, Family Court, Ambala and Judicial Magistrate Ist Class, Ambala, respectively in which the respondent-husband has caused appearance and contesting the proceedings. Further submitted that the petition under Section 9 of the HMA can be tried by the District Judge, Ambala, therefore, no inconvenience would be caused to the respondent - husband in case the said petition is transferred to the Court of District Judge, Family Court at

Ambala.

There is no representation on behalf of the respondent who early caused appearance through a counsel.

In view of the above, petition under Section 9 HMA pending in the Court of Additional Civil Judge (Senior Division), Dera Bassi, Mohali is withdrawn and is transferred to the Court of District Judge, Family Court at Ambala. The Family Court at Ambala shall ensure that the application under Section 125 of the Code of Criminal Procedure already pending there and petition under Section 9 HMA are fixed on the same date so that the respondent does not face inconvenience for attending to the proceedings at Ambala on separate dates.

(Rekha Mittal)
Judge

29.09.2017
mohan bimbura

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