

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

TA No. 528 of 2017(O&M)

Date of decision: 11.12.2017

Gurdeep Kaur

....Applicant

VERSUS

Jagdish Singh and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Mohd. Yousaf, Advocate for the applicant.

Mr. Lakhwinder Singh, Advocate for respondents No.2 to 5.

REKHA MITTAL, J.(Oral)

The applicant prays for transfer of civil suit titled **Jagdish Singh Vs. Gurdeep Kaur and others** from the Court at Rupnagar to a court of competent jurisdiction at Ludhiana.

Counsel for the applicant has submitted that the applicant filed suit for separate possession in respect of two properties, one situated at village Dad, District Ludhiana and the other in village Chhoti Haweli, District Rupnagar. In the said suit, respondent/defendant No.1 Jagdish Singh caused appearance and filed written statement (Annexure P-2) in the year 2015. Later, Jagdish filed a suit for declaration qua the same properties situated at Rupnagar and Ludhiana in which the applicant and Surinder Kaur, parties to the earlier suit, were arrayed as defendants No.1 and 2 with additional persons as defendants No.3 to 5. It is submitted that as both the suits pertain to same property, in the interest of justice, subsequent suit filed by Jagdish may be transferred to a Court of

competent jurisdiction at Ludhiana which would be of convenience for all the parties to the lis.

Respondent No.1 has failed to cause appearance despite service. Counsel for respondents No.2 to 5 has got no objection if plea of the applicant is accepted.

In view of the above, the suit titled **Jagdish Singh Vs. Gurdeep Kaur and others** is withdrawn from the Court at Rupnagar and transferred to the Court at Ludhiana, which is seized of the suit titled **Gurdeep Kaur Vs. Jagdish and another** for proceeding with the matter in accordance with law.

Disposed of accordingly.

DECEMBER 11, 2017		(REKHA MITTAL)
‘D. Gulati’		JUDGE
Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no