

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

204

TA No.598 of 2017 (O&M)

Date of decision: 29.11.2017

Sandeep Kaur

...Applicant

Versus

Kuldeep Singh

...Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Sherry K. Singla, Advocate for the applicant.

None for the respondent.

REKHA MITTAL, J. (Oral)

The applicant prays for transfer of petition under Section 9 of the Hindu Marriage Act, 1955 (for short 'the Act') titled 'Kuldeep Singh Vs. Sandeep Kaur' from the Court of District Judge, Family Court, Barnala to a Court of competent jurisdiction at Malerkotla.

Counsel for the applicant has submitted that the applicant has a daughter of 5 months. Application under Section 125 Cr.P.C. filed by the applicant is pending at Malerkotla. The petition under Section 9 of the Act filed by the respondent can be decided by a Court of competent jurisdiction at Malerkotla. He has apprised that the case is pending for filing of reply.

Respondent failed to appear in the Court, despite service, therefore, there is no counter to submissions made by counsel for the applicant.

In view of the above, the aforesaid petition is withdrawn from the Court of District Judge, Family Court, Barnala and transferred to the Court of Additional Civil Judge (Sr. Div.), Malerkotla. The Court(s) at Malerkotla would ensure that both the cases namely application under Section 125 Cr.P.C. and Section 9 of the Act are fixed on the same date so that the respondent is saved from unnecessary inconvenience.

Disposed of accordingly.

29.11.2017

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No