

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

T.A. No. 127-2018 (O&M)
Date of decision : 16.5.2018

Sheenu Ghai

..... Petitioner

Versus

Gaurav Ghai

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Gurcharan Dass, Advocate for the petitioner.

Mr. Prabhinder Singh Punia, Advocate for respondent.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

This is a petition filed under Section 24 of the Code of Civil Procedure, 1908, seeking transfer of the petition No. GW/18 filed by respondent-husband under Section 25 and 10 of the Guardians and Wards Act, 1890 titled as **“Gaurav Ghai versus Sheenu Ghai”** pending in the Court of learned Civil Judge, (Senior Division), Fatehgarh Sahib to a Court of competent jurisdiction at Ludhiana.

Heard.

Learned counsel for the petitioner contends that respondent-husband has filed a petition under Section 25 of the Guardians and Wards Act, 1890 for custody of the minor child namely Hardik Ghai. It is further submitted that children and wife are living at Ludhiana.

As per Section 9 of the Guardians and Wards Act, 1890, the petition is to be tried at a place where the children are residing. Since the children are residing at Ludhiana, only Ludhiana Court has got the jurisdiction. As Such, the petition No. GW/18 filed by respondent-husband under Section 25 and 10 of the Guardians and Wards Act, 1890 titled as **“Gaurav Ghai versus Sheenu Ghai”** pending in the Court of learned Civil Judge, (Senior Division), Fatehgarh Sahib is withdrawn from the said Court and transferred to the Court of Civil Judge, (Senior Division), Ludhiana for disposal.

In view of above, petition stands allowed.

(KULDIP SINGH)
JUDGE

16.5.2018
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Whether speaking / reasoned	Yes
Whether Reportable:	No