

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

TA No.208 of 2018

Date of decision: 26.09.2018

Jyoti

.. Petitioner

vs.

Dharmendra Singh Chawla

.. Respondent

Coram: Hon'ble Mr. Justice Harinder Singh Sidhu

Present:- Mr. Akhilesh Vyas, Advocate
for the petitioner.

None for the respondent.

Harinder Singh Sidhu, J.

The petitioner wife has filed this petition under Section 24 of the Code of Civil Procedure for transferring the petition under Section 13 of the Hindu Marriage Act, 1955 titled as “Dharmendra Singh Chawla Vs. Jyoti”, filed by the respondent, which is pending in the Court of Ld. District Judge, Ludhiana to a Court of competent jurisdiction at Amritsar.

It is stated that the marriage of the petitioner was solemnized with the respondent on 12.06.2003. They have two daughters namely Bhoomika Chawla and Kangna Chawla, who are aged about 12 years and 9 years respectively.

There have been differences and disputes between the parties, on account of which, the petitioner was forced to leave her matrimonial home and presently, she is residing at Amritsar. The daughters of the petitioner were also residing with her. The petitioner has filed a petition under Section 125 Cr.P.C., which is pending at Amritsar. The respondent on the other hand filed petition under Section 13 of Hindu Marriage Act at Ludhiana. The petitioner is an unemployed lady and is sustaining herself with great hardship. It is very difficult for her to attend the Court proceedings at Ludhiana, which is at a distance of about

120 kms from Amritsar.

Though the respondent has been served but no one appeared on his behalf when the case was listed on 07.09.2018. Today, also no one has put in appearance on behalf of the respondent.

Considering the aforesaid facts and circumstances, this petition is allowed.

The petition under Section 13 of the Hindu Marriage Act, 1955 titled as “Dharmendra Singh Chawla Vs. Jyoti”, filed by the respondent, which is pending in the Court of Ld. District Judge, Ludhiana is withdrawn from that Court and transferred to Amritsar. The District Judge, Amritsar may assign it to a competent Court.

26.09.2018
Atul

(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No