

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

**T.A. No.825 of 2017 (O&M)
Date of decision : February 28, 2018**

Amritpal Kaur

..... Petitioner

Versus

Inderjit Singh

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Ms. Jaideep Kaur, Advocate for
Mr. J.S.Thind, Advocate for the petitioner.
Mr. Ravish Bansal, Advocate for the 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)

Petitioner seeks transfer of a petition filed under Section 9 of the Hindu Marriage Act, 1955, titled as “*Inderjit Singh vs Amritpal Kaur*”, pending in the Court of learned District Judge/Family Court, Faridkot, to a Court of competent jurisdiction at Sirsa.

Heard.

It comes out that no other litigation is pending between the parties.

A perusal of the petition filed by the respondent shows that it is stated in the petition that he is simpleton having below intelligence. The same was brought to the notice of the present petitioner and thereafter, the marriage was performed.

Learned counsel for the respondent states that due to mental health problem of the respondent, he will require one attendant to go to Sirsa Courts to pursue his case, in case the case is transferred to Sirsa Courts.

Keeping in view the mental health of the respondent and also the fact that no other litigation is pending between the parties, there is no ground to transfer the petition filed under Section 9 of the Hindu Marriage Act, 1955, titled as “*Inderjit Singh vs Amritpal Kaur*”, pending in the Court of learned District Judge/Family Court, Faridkot, to a Court of competent jurisdiction at Sirsa.

As such, the present petition is dismissed.

However, the learned District Judge/Family Court, Faridkot is directed to refer the case to the Mediation and Conciliation Centre, so that efforts can be made for compromise between the parties.

(KULDIP SINGH)
JUDGE

February 28, 2018

sarita

Whether speaking / reasoned Yes

Whether Reportable: No