

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

104

TA-433-2018
Date of decision : 28.08.2018

Ravanjit Kaur alias Ramandeep Kaur

... Petitioner

Versus

Ranjit Singh

... Respondent

CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present:- Mr.Ashish Aggarwal, Advocate
for the petitioner.

Harinder Singh Sidhu, J

The petitioner-wife has filed the present petition under Section 24 of the Code of Civil Procedure for transfer of the petition under 13 of the Hindu Marriage Act, 1955 titled as “Ranjit Singh Vs. Ramandeep Kaur” filed by the respondent, husband, pending in the court of District Judge (Family Court), SBS Nagar to a Court of competent jurisdiction at Tarn Taran where the petitioner is residing with her parents.

The marriage of the petitioner with the respondent was solemnized on 14.12.2014. One child Harry Singh was born to them. The case of the petitioner is that on account of harassment at the hands of the respondent and his family members, the petitioner was forced to leave the matrimonial home on 14.4.2017. Thereafter, she started living with her parents at village Chabal, Tehsil and District Tarn Taran along with her minor son who is aged about 2 yrs . The petitioner belongs to a poor family and she has no source of income. It would be difficult for the petitioner to travel alone for attending court proceedings at SBS Nagar which is at distance of 100 kms from her place of residence at Tarn Taran. The petitioner has filed a petition under Section 125 Cr.P.C. which is pending before the Illaqa Mgistrate, Tarn Taran and the respondent has already

appeared in the said case.

Though the respondent has been served but no one has put in appearance on his behalf. On the previous two dates i.e. 11.7.2018 and 9.08.2018 also one one had appeared for the respondent.

Considering the facts and circumstance of the case, it is appropriate that the petition under Section 13 of the Hindu Marriage Act, filed by the husband, be transferred from SBS Nagar to a Court of competent jurisdiction at Tarn Taran.

Accordingly, this petition is allowed. The petition under Section 13 of the Hindu Marriage Act, 1955 titled as “Ranjit Singh Vs. Ramandeep Kaur” pending in the Court of District Judge (Family Court), SBS Nagar is withdrawn from that court and transferred to Tarn Taran. The learned District Judge, Tarn Taran may assign it to a competent court at Tarn Taran.

(Harinder Singh Sidhu)
Judge

28.08.2018

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Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No