

106 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

T.A. No.444 of 2018 (O&M)
Date of decision : May 15, 2018

Anju Bala

..... Petitioner

Versus

Surinder Kumar

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- None.

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)

None has come present for the petitioner, despite second call.

Therefore, I go through the file and dispose of the same.

Petitioner seeks transfer of the petition filed under Sections 7, 9 and 25 of the Guardian & Wards Act, 1890, titled as “*Anju Bala vs Suridner Kumar*”, pending in the Court of learned District Judge, Family Court, Ambala to a Court of competent jurisdiction at Kaithal.

Under Section 9 of the Guardians and Wards Act, the petition should be tried at the place, where the minor ordinarily resides.

It comes out that as per averments made in the petition itself, minor children are residing with their father at Amabla. Therefore, the petition is to be tried, where the children are residing.

Since, the minor children are residing with their father at Ambala, therefore, the aforesaid petition cannot be transferred from Ambala Courts to Kaithal Courts.

As such, the present petition is dismissed.

(KULDIP SINGH)
JUDGE

May 15, 2018
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