

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No. 470 of 2018(O&M)
Date of decision:- 20.09.2018

Harjinder Kaur @ Rajinder Kaur .. Petitioner
vs.
Gurmukh Singh .. Respondent

Coram: Hon'ble Mr. Justice Harinder Singh Sidhu

Present:- Mr. Sandeep Chopra, Advocate
for the petitioner.

None for the respondent.

Harinder Singh Sidhu, J.

The petitioner-wife has filed the present transfer application under Section 24 of the Code of Civil Procedure for transfer of petition under Section 10 of the Hindu Marriage Act, 1955, bearing No. HMA 140/2018 titled as 'Gurmukh Singh vs. Harjinder Kaur', filed by the respondent, which is pending in the Court of learned Additional District Judge, Sangrur to a Court of competent jurisdiction at Patiala.

The marriage of the petitioner and the respondent was solemnized on 13.02.2004 at Patiala. Two daughters and two sons were born to them.

It is the case of the petitioner that from the very beginning, the respondent and his family members have been harassing her. She was ultimately turned out from her matrimonial home.

The petitioner has no independent source of income and is totally dependent upon her parents and brothers. She is living with her parents at Patiala.

The respondent has filed a petition under Section 10 of the Hindu Marriage Act, 1955 at Sangrur, which is at a distance of about 60 KMs. from the place of the residence of the petitioner. It is very difficult for

the petitioner to attend the Court proceedings at Sangrur.

Respondent has been served. However, no one had put in appearance on behalf of the respondent on the last three dates i.e. 18.07.2018, 16.08.2018 and 04.09.2018. Today also the situation is the same.

Considering the facts and circumstances of the case, this petition is allowed. The petition under Section 10 of the Hindu Marriage Act bearing No. HMA 140/2018 titled as 'Gurmukh Singh vs. Harjinder Kaur', filed by the respondent, which is pending in the Court of learned Additional District Judge, Sangrur is withdrawn from the said Court and transferred to Patiala. The District Judge, Patiala may assign it to any competent Court.

20.09.2018
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(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No