

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

TA-566-2018

Date of decision:-10.12.2018

Smt.Nidhi

...Applicant

Versus

Amit Chopra

...Respondent

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN

Present : Mr.Gazi Mohd., Advocate for
Mr.Mohd.Yousaf, Advocate
for the applicant.

None for the respondent.

H.S. MADAAN, J.(ORAL)

Applicant Nidhi, estranged wife of Amit Chopra, who is presently residing with her parents at Jalandhar having custody of one minor son of the parties aged about 7 years, by way of filing the present application seeks transfer of petition filed by her husband Amit Chopra having title 'Amit Chopra Versus Nidhi Chopra' pending in the Court of Principal Judge, Family Court, Jhajjar to the Court of competent jurisdiction at Jalandhar.

According to the applicant, due to the circumstances so created by her husband Amit Chopra, she had to leave the matrimonial home along with the minor son and started residing with her parents at Jalandhar. She seeks transfer of the abovesaid petition for the reason that there is distance of more than 350 kms. on one side between the place where she is residing and Jhajjar and she being a lady, it is difficult for

her to attend the dates of hearing at Jhajjar, more particularly when she has to take care of minor son of the parties residing with her. Therefore, the application be allowed.

Notice of the application was issued to respondent, who as per office report has been duly served but has opted not to appear to offer a contest.

I have heard learned counsel for the applicant besides going through the record.

Keeping in view the contentions in the application and submissions made by learned counsel for the applicant, I am of the view that ends of justice demand that application be accepted.

Therefore, the application stands allowed and the petition in question pending in the Court of Principal Judge, Family Court, Jhajjar is ordered to be transferred to the Court of District & Sessions Judge, Jalandhar. Learned District & Sessions Judge, Jalandhar may keep the petition himself or assign it to any other Additional District Judge, Jalandhar. The parties are directed to appear before District & Sessions Judge, Jalandhar on 16.1.2019.

Copy of this order be sent to District & Sessions Judge, Jalandhar as well as District & Sessions Judge, Jhajjar for information and necessary compliance.

10.12.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No