

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

TA-24-2019 (O&M)

Date of decision: 12.03.2019

Randhir Kaur

...Applicant

Versus

Gagandeep Dass

...Respondent

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

Present: Mr. Deepak Malhotra, Advocate for the applicant.

H.S. MADAAN, J. (Oral)

Applicant Randhir Kaur, aged about 28 years, estranged wife of respondent Gagandeep Dass, presently residing with her parents at Tapa, District Barnala, by way of moving the present application, seeks transfer of divorce petition filed by her husband, the respondent against her having title 'Gagandeep Dass Vs. Randhir Kaur' pending in the Court of Addl. District Judge, Mansa to the Court of competent jurisdiction at Barnala.

According to the applicant, soon after her marriage with respondent on 12.07.2010 at Village Tapa, District Barnala, she was treated with cruelty by the respondent and ultimately turned out of the matrimonial home in the year 2015. She had no other place to go except her parental house. She has filed a petition under Section 125 Cr.P.C., against the respondent in Court at Barnala. As a counter blast, the respondent has filed the petition in question. The applicant being a young woman, having no source of income, it is difficult for her to travel from

her parental place to Mansa , to attend the dates of hearing in Court there.

Therefore, the present application be accepted.

Notice of the application was given to the respondent who as per office report has been duly served but has not opted to appear and 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, in which I find merit, in absence of any strong circumstance to the contrary, it would be proper and appropriate, if the application is accepted. The same is accordingly allowed. The petition in question is ordered to be withdrawn from the Court of Addl. District Judge, Mansa and transferred to Family Court at Barnala for disposal in accordance with law.

The parties through their counsel are directed to appear in the transferee Court on 23.04.2019. Copies of orders be sent to both the Courts for information and necessary compliance.

12.03.2019

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(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No