

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

TA-117-2019 (O&M)

Date of decision: 03.09.2019

Rajdeep Kaur

...Applicant

Versus

Harinderpal Singh

...Respondent

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

Present: Mr. Sahil Thakur, Advocate for the applicant.

H.S. MADAAN, J. (Oral)

Applicant Rajdeep Kaur, aged about 34 years, estranged wife of respondent Harinderpal Singh, presently residing with her parents at Village Dalli, Tehsil Bhogpur, District Jalandhar, on account of matrimonial discord between the spouses, by way of filing the present application, seeks transfer of divorce petition, filed by her husband, the respondent against her having title 'Harinderpal Singh Vs. Rajdeep Kaur' pending in the Court of District Judge, Hoshiarpur to the Court of competent jurisdiction at Jalandhar.

As per version of the applicant, the marriage solemnized between the parties on 07.04.2011 at Jalandhar did not work on account of demand of dowry raised by the respondent and his family members from the applicant. She was harassed and maltreated in that connection. The couple was blessed with a son, namely Master Abheyjeet Singh, born on 25.01.2012. Ultimately, the applicant was

turned out of the matrimonial home. She had no other place to go except the house of her parents at Village Dalli, Tehsil Bhogpur, District Jalandhar, where she along with minor son of the parties is putting up now. She does not have any source of income and is dependent upon her parents for meeting her financial needs and those of her minor son. She has filed a petition under Section 125 Cr.P.C. besides another petition under provision of Protection of Women from Domestic Violence Act, 2005 against the respondent in Courts at Jalandhar. The respondent has filed the petition in question against the applicant just to harass her. The applicant being a young woman, having no source of income, it is difficult for her to travel from her parental place to Hoshiarpur, to attend the dates of hearing in the Court there, covering a distance of about 50 kms on one side. Therefore, the present application be accepted.

Notice of the application was given to the respondent who was duly served but did not 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, 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 District Judge, Hoshiarpur and transferred to Family Court at Jalandhar, for disposal in accordance with law.

The parties are directed to appear in the transferee Court on 14.10.2019. Copies of orders be sent to both the Courts for information and necessary compliance.

03.09.2019

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**(H.S. MADAAN)
JUDGE**

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