

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

TA-295-2019 (O&M)

Date of decision: 20.08.2019

Baljinder Kaur

...Applicant

Versus

Gurpreet Singh

...Respondent

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

Present: Ms. Harmanpreet Kaur (Simmi), Advocate
for the applicant.

H.S. MADAAN, J. (Oral)

Applicant Baljinder Kaur, aged about 34 years, estranged wife of respondent Gurpreet Singh, presently residing with her widowed mother at Village Dhamali (Bichli), Tehsil Naraingarh, District Ambala, on account of differences 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 'Gurpreet Singh Vs. Baljinder Kaur' pending in the Court of Principal Judge, Family Court, Panchkula to the Court of competent jurisdiction at Ambala.

According to the applicant, the marriage solemnized between the parties on 16.01.2015 ran into rough weather. The couple was blessed with a daughter, now aged about 03 years. The applicant was taunted, maltreated and harassed by the respondent and his family members on account of insufficient dowry. The applicant could not get their demands for more dowry fulfilled from her widowed mother and ultimately, she

was forced to leave the matrimonial home along with her minor daughter. She had no other place to go except the house of her widowed mother, where she is putting up presently. She has lodged an FIR No.01 under Sections 498-A etc. IPC against the respondent with Women Police Station Naraingarh, District Ambala. She has also filed a petition under Section 125 Cr.P.C. against the respondent in a Court at Ambala. The respondent has filed the petition in question against the applicant as a tool of harassment and inconvenience. Under the circumstances, it is difficult for the applicant to travel from her parental place to Panchkula to attend the dates of hearing in the Court there, covering a distance of about 60 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 Principal Judge, Family Court, Panchkula and transferred to Family Court at Ambala for disposal in accordance with law.

The parties are directed to appear in the transferee Court on

23.09.2019. Copies of orders be sent to both the Courts for information and necessary compliance.

20.08.2019

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(H.S. MADAAN)
JUDGE

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