

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

Sr. No.254

**TA No.314 of 2019 (O&M)
DECIDED ON: October 30, 2019**

RAJNI

..APPLICANT

VERSUS

MANDEEP SINGH

...RESPONDENT

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

Present: Mr. Maninder Singh Saini, Advocate, for the applicant.

None for the respondent.

H.S. MADAAN, J. (ORAL)

This application for transfer of petition under Section 13 of Hindu Marriage Act filed by the respondent-Mandeep Singh, titled 'Mandeep Singh vs. Rajni' pending before District Judge (Family Court), Moga, to the Court of competent jurisdiction at District Ferozepur, Punjab, has been filed by applicant – Rajni aged about 37 years, estranged wife of Mandeep Singh, who is respondent in the present application, presently residing with her parents at Ferozepur, on account of matrimonial discord between the parties.

As per version of the applicant, the marriage solemnized between the parties on 22.01.2017, did not prove to be successful. Though the couple was blessed with a daughter namely, Mannat Gill on 20.12.2017. The respondent had treated the applicant with cruelty and as such, the applicant was forced to leave the matrimonial home and she is putting up with her parents along with minor daughter at Ferozepur. The applicant is a Govt. school teacher and posted at Ferozepur. The applicant is taking care of minor daughter of the parties, who is aged about 02 years presently. The

TA No.314 of 2019 (O&M)

applicant has filed a petition under Section 9 of the Hindu Marriage Act against the respondent before District Judge (Family Court) at Ferozepur. Under the circumstances, it is difficult for her to travel from Ferozepur to Moga covering a distance of about 61 kms on one side so as to attend the dates of hearing in the Court there. Therefore, the application be accepted.

Notice of the application was given to the respondent, who was duly served but did not put in appearance 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 find that ends of justice demand that the application be allowed.

Accordingly, the application is accepted. The petition in question is ordered to be withdrawn from the Court of District Judge (Family Court), Moga and transferred to the Court of District Judge, Ferozepur, for disposal in accordance with law. Learned District Judge, Ferozepur may retain the petition on his board or assign it to any other Court of competent jurisdiction.

Parties through counsel are directed to appear in the transferee Court on 29.11.2019.

A copy of the order be sent to the Courts concerned, for information and necessary compliance.

October 30, 2019

Ankur

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

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No