

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

TA-332-2019 (O&M)

Date of decision: 30.08.2019

Jasjit Kaur

...Applicant

Versus

Amrik Singh

...Respondent

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

Present: Mr. Pranav Handa, Advocate for the applicant.

H.S. MADAAN, J. (Oral)

Applicant Jasjit Kaur, aged about 52 years, estranged wife of respondent Amrik Singh, presently residing at Village Jandiala, Patti Bari, Tehsil Phillaur, 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 'Amrik Singh Vs. Jagjeet Kaur' pending in the Court of Addl. District Judge, Ludhiana to the Court of competent jurisdiction at Jalandhar.

As per version of the applicant, she was married with the respondent on 24.08.2008 at Phillaur, District Jalandhar. Thereafter, they started residing together. The respondent left for Georgia in the year 2010 and returned to India in the year 2011. He again left for Georgia in the same year and from Georgia, he left for Germany in the year 2012 and since then, he has not returned to India. The applicant does not have any source of income and is dependent upon her parental family for meeting

her financial needs. She has to look after her old and sick mother, with whom she is residing. Father of the applicant has already expired. She has filed a petition under Section 125 Cr.P.C. against the respondent, in Court 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 Jalandhar to Ludhiana, to attend the dates of hearing in the Court there. 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 The petition in question is ordered to be withdrawn from the Court of Addl. District Judge, Ludhiana and transferred to Family Court at Jalandhar for disposal in accordance with law.

The parties are directed to appear in the transferee Court on 04.10.2019. Copies of orders be sent to both the Courts for information and necessary compliance.

30.08.2019

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(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No