

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

Sr. No.244

**TA No.384 of 2019 (O&M)  
DECIDED ON: October 30, 2019**

**BALJIT KAUR**

**..APPLICANT**

**VERSUS**

**RAGHBIR SINGH**

**...RESPONDENT**

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

Present: Mr. Amandeep Singh, Advocate, for the applicant.

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**H.S. MADAAN, J. (ORAL)**

This application for transfer of petition under Section 13 of Hindu Marriage Act, 1955, titled 'Raghbir Singh Vs. Baljit Kaur' pending before Additional District Judge, Sangrur, to the Court of competent jurisdiction at Khanna, Punjab, has been filed by applicant – Baljit Kaur aged about 47 years, estranged wife of Raghbir Singh, who is respondent in the present application, presently residing with her parents at Khanna, on account of matrimonial discord between the spouses.

According to the applicant, the marriage solemnized between the parties on 16.11.1990, did not prove to be successful. Though, the couple was blessed with two sons i.e. namely Gagandeep Singh and Simranjit Singh. She had to leave the matrimonial home and start residing with her parents. She does not have any source of income. She is taking care of two sons of the parties. The applicant has filed a petition under the Protection of Woman from Domestic Violence Act, 2005, against the respondent, which is pending before Sub Divisional Judicial Magistrate, Khanna. The respondent has filed the divorce petition, against the applicant

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in the Court at Sangrur, just to cause inconvenience and harassment to the applicant. Under the circumstances, it is difficult for her to travel from Khanna to Sangrur 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 The petition in question is ordered to be withdrawn from the Court of Additional District Judge, Sangrur and transferred to the Court of Family Court, Ludhiana Camp at Khanna, for disposal in accordance with law.

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

Yes/No

Whether Reportable

Yes/No