

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

Sr. No.256

**TA No.405 of 2019 (O&M)
DECIDED ON: October 30, 2019**

REEMA SHARMA

..APPLICANT

VERSUS

AJAY SHARMA

...RESPONDENT

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

Present: Ms. Kusum Raj, Advocate, for the applicant.

Respondent already ex parte vide order dated 03.07.2019.

H.S. MADAAN, J. (ORAL)

Applicant Reema Sharma, aged about 39 years, estranged wife of Ajay Sharma -respondent, presently residing with her parents at Ludhiana due to differences between the spouses, by way of filing the instant application seeks transfer of divorce petition filed by her husband Ajay Sharma against her having title 'Ajay Sharma Vs. Reema Sharma' pending in the Court of Additional Principal Judge, Family Court, Ambala to the Court of competent jurisdiction at Ludhiana.

As per version of the applicant, the marriage solemnized between the parties on 29.09.2009 at Ludhiana, did not prove to be successful. Though the couple was blessed with two children i.e. one son namely Paras Sharma aged about 8.5 years and one daughter namely Manvi Sharma aged about 4.5 years. On account of demand of more dowry raised by the respondent and his family members from the applicant, which demand she could not get fulfilled from her parents, the applicant was turned out of the matrimonial home. She had no other place to go except the house of her parents at Ludhiana. She does not have any source of

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income. She had lodged two criminal cases against the respondent at Ludhiana. The respondent has filed the divorce petition, against the applicant in the Court at Ambala, just to cause inconvenience and harassment to the applicant. Under the circumstances, it is difficult for her to travel from Ludhiana to Ambala covering a distance of 110 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 and was proceeded against ex parte vide order dated 03.07.2019.

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 Principal Judge, Family Court, Ambala and transferred to the Family Court, Ludhiana, 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

Whether speaking/reasoned
Whether Reportable

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

Yes/No
Yes/No