

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

TA-452-2019 (O&M)

Date of decision: 03.09.2019

Navneet Kaur

...Applicant

Versus

Gurmeet Singh Brar

...Respondent

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

Present: Mr. Sandeep Godara, Advocate for the applicant.

H.S. MADAAN, J. (Oral)

Applicant Navneet Kaur, aged about 29 years, estranged wife of respondent Gurmeet Singh Brar, presently residing with her parents at Batala, District Gurdaspur, on account of matrimonial discord between the spouses, by way of filing the present application, seeks transfer of petition under Section 9 of the Hindu Marriage Act, filed by her husband, the respondent against her having title 'Gurmeet Singh Brar Vs. Navneet Kaur' pending in the Court of Principal Judge, Family Court, Faridkot to the Court of competent jurisdiction at Batala, District Gurdaspur.

As per version of the applicant, she is residing separately from her husband, since their marriage did not have a smooth sailing. She is having custody of minor son of the parties, who is aged about 05 years. The respondent has filed the petition in question against the applicant just to harass her. The applicant being a young woman, taking care of minor son of the parties, it is difficult for her to travel from her parental place to Faridkot, to attend the dates of hearing in the Court there, covering a

distance of about 195 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 The petition in question is ordered to be withdrawn from the Court of Principal Judge, Family Court, Faridkot and transferred to Family Court at Gurdaspur for disposal in accordance with law.

The parties are directed to appear in the transferee Court on 14.10.2019. Copies of orders be sent to both the Courts for information and necessary compliance.

03.09.2019

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(H.S. MADAAN)
JUDGE

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