

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

TA-774-2018 (O&M)

Date of decision: 04.09.2019

Amarjit Kaur

...Applicant

Versus

Raj Singh Yadav

...Respondent

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

Present: Mr. J.S. Thakur, Advocate for the applicant.

None for the respondent.

H.S. MADAAN, J. (Oral)

Applicant Amarjit Kaur, aged about 33 years, estranged wife of respondent Raj Singh Yadav, presently residing with her parents at Village Kala, 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 'Raj Singh Yadav Vs. Amarjit Kaur' pending in the Court of District Judge, Ludhiana to the Court of competent jurisdiction at Jalandhar.

As per version of the applicant, the marriage between the parties was solemnized on 31.10.2015 at Jalandhar. Thereafter, they started residing together, however, the couple was not blessed with any child. The applicant has been deserted by the respondent. She is putting up with her old aged parents at parental place at Village Kala, Tehsil

Phillaur, District Jalandhar. The respondent is not providing any maintenance to her. The applicant does not have any source of income and is dependent upon her parents for meeting her financial needs. She has filed a petition under Section 125 Cr.P.C. against the respondent in Court at Jalandhar. The respondent is residing in USA and he has filed the petition in question against the applicant through attorney. The applicant being a young woman, having no source of income, it is difficult for her to travel from her parental place to Ludhiana, to attend the dates of hearing in the Court there, covering a distance of about 60 kms on one side. Therefore, the present application be accepted.

Notice of the application was given to the respondent who was duly served and had put in appearance through counsel. Subsequently, the counsel stopped appearing in the Court on his behalf.

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 The petition in question is ordered to be withdrawn from the Court of District Judge, Ludhiana and transferred to Family Court at Jalandhar, for disposal in accordance with law.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 15.10.2019. Copies of orders be sent to both the Courts for

information and necessary compliance.

04.09.2019

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(H.S. MADAAN)
JUDGE

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