

In virtual Court

TA-348-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

TA-348-2020 (O&M)
Date of decision: 15.10.2020

Rajwinder Kaur

... Petitioner

Vs.

Lakhbir Singh

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. A.S. Manaise, Advocate
for the petitioner.

None for the respondent.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for transferring of petition filed by respondent Lakhbir Singh against the petitioner i.e. HMA/1317/2019 dated 21.05.2019 titled as Lakhbir Singh Vs. Rajwinder Kaur from District Judge (Family Court), Amritsar to the Family Court at Gurdaspur.

Learned counsel for the petitioner submits that marriage between the parties was solemnized on 06.12.2016 at Gurdaspur and two daughters namely Sehajpreet Kaur and Noorpreet Kaur were born, out of whom, one is residing with the petitioner and one with the respondent. On account of a matrimonial discord, the respondent has filed the aforesaid petition under Section 13 of Hindu Marriage Act before the Family Court at Amritsar. It is further submitted that the petitioner has already filed a petition under Section

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125 Cr.P.C. on her behalf and on behalf of her minor daughter Noorpreet Kaur before the Family Court at Gurdaspur and has also filed a complaint for her protection under the Domestic Violence Act, 2005, which is also pending before the Judicial Magistrate 1st Class at Gurdaspur. It is also submitted that the petitioner is having no source of income and it is difficult for her to survive for herself and her minor daughter, therefore, she is unable to attend the Court proceedings at Amritsar.

There is no representation on behalf of the respondent despite service.

In view of the above, this petition is allowed and case bearing No. HMA/1317/2019 dated 21.05.2019 titled as Lakhbir Singh Vs. Rajwinder Kaur is ordered to be transferred from District Judge (Family Court), Amritsar to the competent Court of jurisdiction at Gurdaspur.

[ARVIND SINGH SANGWAN]
JUDGE

15.10.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No