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

TA-432-2020 (O&M)
Date of decision: 16.11.2020

Priyanka

...Applicant

Versus

Deepak

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Mohit Aneja, Advocate for the applicant.

Mr. Harsh Jain, Advocate for the respondent.

ANIL KSHETARPAL, J. (ORAL)

Through this transfer application filed under Section 24 of the Code of Civil Procedure, 1908, transfer of case No.HMA/412/2020 ("Deepak Vs. Priyanka") pending before the Family Court, Gurugram is sought to Family Court at Panipat. In fact, the prayer is to transfer the case at Family Court, Panipat seat at Sub Divisional Court, Samalkha.

It has been pleaded that the petitioner, at present, is residing at Panipat alongwith her two years old son. She has further pleaded that the proceedings under Section 125 of Cr.P.C. are pending before the Court of competent jurisdiction at Panipat seat at Samalkha. The petitioner further pleads that the distance between Panipat and Gurugram is 130 Kms. and one is required to travel through Delhi which takes a lot of time.

Mr. Harsh Jain, Advocate for the respondent admits that the respondent is also facing trial in a criminal case in the District Courts at Panipat.

Keeping in view the facts of the case, it is considered appropriate to allow the application and transfer the case No.HMA/412/2020 titled as “Deepak Vs. Priyanka” from the Court of competent jurisdiction at Gurugram to the Court of competent jurisdiction at Panipat. Learned District Judge, Panipat would examine as to whether the case can be heard at Samalkha or not. The District Judge shall also be at liberty to try the case herself or transfer it any other judge competent to hear and decide the matter.

In view of the above, the transfer application is disposed of.

Parties through their counsels are directed to appear before the Court of District Judge, Panipat on 19.01.2021.

All the pending miscellaneous applications, if any, are disposed of in view of the above-stated order.

16.11.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No