

In the High Court of Punjab and Haryana, at Chandigarh

Transfer Application No. 99 of 2021

Date of Decision: 25.03.2021

Dhanjit Kaur

... Petitioner(s)

Versus

Harinder Singh

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: None for the petitioner.

Anil Kshetarpal, J.

As per the office report, notices issued to the respondent have been received back as served, however, there is no representation on his behalf.

Through this application, the applicant prays for transfer of Petition No. DMC/109/2020 under Section 13 of the Hindu Marriage Act, 1955, pending in the Court of learned Additional District Judge, Fatehgarh Sahib, Punjab to the Court of competent jurisdiction at District Ambala in the State of Haryana.

It has been pointed out that the respondent and his family members are already defending a criminal case, which was got registered by the applicant in Ambala, Haryana. It is also pleaded that the applicant is not in a position to visit Fatehgarh Sahib and pursue her case effectively. She also claims that she is living with her parents and is not financially independent.

Keeping in view the aforesaid facts, the present application is

allowed. The case i.e. Petition No. DMC/109/2020 under Section 13 of the Hindu Marriage Act, 1955, is transferred to the Court of competent jurisdiction at District Ambala in the State of Haryana. The transferor Court is requested to remit the file to the transferee Court forthwith. Since the parties are not present today in the Court, therefore, the transferee Court shall issue notice to the parties of the date fixed for hearing of the case.

(Anil Kshetarpal)
Judge

March 25, 2021

“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No