

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

TA-277-2021 (O&M)

Date of decision: 01.09.2021

Ankita

...Petitioner

Versus

Rajat Sharma

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Parminder Singh, Advocate for the petitioner

Mr. Charanji Lal, Advocate for the respondent

ANIL KSHETARPAL, J (Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

While issuing notice of motion on 11.08.2021, the following order was passed by this Court:-

“The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

This is wife's petition under Section 24 of the Code of Civil Procedure, 1908, seeking the transfer of petition filed under Section 13 of the Hindu Marriage Act, 1955, titled as 'Rajat Sharma Vs. Ankita' from the Court of Principal Judge, Family Court, Kaithal, to the Court of competent jurisdiction at Karnal.

It has been pleaded that the following two cases are already pending at Karnal:-

1. The complaint under Section 498-A IPC.
2. The petition under Section 9 of the Hindu Marriage Act, 1955, filed by the petitioner against respondent.

Notice of motion for 24.08.2021.

Dasti also.

The petitioner shall be at liberty to serve the respondent through his counsel in the District Court, Kaithal.”

Sh.Charanji Lal, Advocate, has entered appearance on behalf of the respondent and has contested the petition.

Learned counsel representing the respondent does not dispute the factual aspect noticed in the order dated 11.08.2021.

In view of the aforesaid, the transfer application is allowed. It is directed that the petition filed under Section 13 of the Hindu Marriage Act, 1955, titled as 'Rajat Sharma Vs. Ankita' pending in the Court of Principal Judge, Family Court, Kaithal be transferred to the Court of competent jurisdiction at Karnal. The transferor court is directed to remit the file of the case to the transferee court forthwith. The parties through their counsel are directed to appear before the District & Sessions Judge, Karnal on 28.09.2021, who would either try the case himself or assign the same to the court of competent jurisdiction in the District.

All the pending miscellaneous applications, if any, are also disposed of.

01.09.2021

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE