

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

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ASHOK KUMAR
2021.10.14 15:50
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TA-413-2021

Date of decision: 13.10.2021

HARPREET KAUR

..Petitioner

Versus

NISHAN SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rishu Mahajan, Advocate for the petitioner.

ANIL KSHETARPAL, J (Oral)

On 14.09.2021, the following order was passed:-

“This petition has been filed by the wife seeking the transfer of the petition filed under Section 13 of the Hindu Marriage Act, 1955, titled as “Nishan Singh vs. Harpreet Kaur”, pending in the Court of District Judge, Tarn Taran, to the Court of competent jurisdiction at Amritsar.

The petitioner claims that she got married to the respondent on 18.02.2014 and they have been blessed with a male child. She claims that presently, she is residing with her parents at Amritsar and the distance between Tarn Taran and Amritsar is more than 30 Kms. The petitioner further claims that she cannot properly defend the petition at Tarn Taran.

The learned counsel representing the petitioner contends that she has no source of income and he places reliance on the pendency of the petition filed under Section 125 Cr.P.C, at Amritsar. The learned counsel contends that it will be very difficult for the petitioner to travel on each date of hearing.

Notice of motion for 13.10.2021.

The liberty is granted to the petitioner to serve the respondent through his counsel Sh. S.P.Lehri, at Civil Courts, Tarn Taran.

Dasti also.”

As per the office report, notice issued to the respondent has been received back served through his counsel in the trial Court. However, he remains unrepresented.

As the respondent has not entered appearance, the facts noticed in the order dated 14.09.2021 remain uncontroverted, hence, the petition is allowed.

The petition filed under Section 13 of the Hindu Marriage Act, 1955, titled as “Nishan Singh vs. Harpreet Kaur”, pending in the Court of District Judge, Tarn Taran, is ordered to be transferred to the Court of competent jurisdiction at Amritsar.

The transferor Court is requested to remit the case file to the transferee Court forthwith.

The parties through their counsel are directed to appear before the transferee Court on 08.11.2021.

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

13.10.2021

ashok

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE