

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

101+205

**TA-459-2021(O&M)
Date of Order: 16.09.2021**

DIVYA GUPTA

..Petitioner

Versus

PUNEET JAIN

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Neeraj Malhotra, Advocate
for the petitioner.

Ms. Dipsty Gupta, Advocate
for the respondent.

ANIL KSHETARPAL, J(Oral)

On 25.08.2021, the following order was passed:-

“This petition has been filed by the wife seeking the transfer of the divorce petition filed under Section 13 of the Hindu Marriage Act, 1955, bearing case No.179/2020, titled as “Puneet Jain vs. Divya Gupta”, pending in the Court of Additional District Judge, Sangrur, to the Court of competent jurisdiction at Ludhiana.

The petitioner claims that she got married to the respondent on 21.01.2015 and they have been blessed with one female child. She claims that presently, she is residing with her parents at Sangrur and the distance between Ludhiana and Sangrur is 79 Kms. The petitioner further claims that she cannot properly defend the petition at Sangrur.

The learned counsel representing the petitioner places reliance on the following litigations pending in District Courts, Ludhiana:-

(i) Under Section 125 Cr.P.C.

The learned counsel contends that it will be very difficult for the petitioner to travel on each date of hearing.

Notice of motion for 16.09.2021.

The liberty is granted to the petitioner to serve the respondent through his counsel at District Courts, Sangrur.

Dasti also.”

Ms. Diptsy Gupta, Advocate, enters appearance and contested
the application.

However, the facts noticed in the order dated 25.08.2021, are not disputed.

Hence, the application is allowed.

The petition filed under Section 13 of the Hindu Marriage Act, 1955, bearing case No.179/2020, titled as “Puneet Jain vs. Divya Gupta”, pending in the Court of Additional District Judge, Sangrur, is ordered to be transferred to the Court of competent jurisdiction at Ludhiana.

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

The petitioner through her counsel is directed to appear before the transferee Court on 06.10.2021.

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

September 16, 2021

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**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No