

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

207

**TA-485-2021(O&M)
Date of Order: 04.10.2021**

REEMA

..Petitioner

Versus

PARDEEP KUMAR

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Prashant Chauhan, Advocate
for the petitioner.

Mr. Vishal Garg Narwana, Advocate
for respondent.

ANIL KSHETARPAL, J(Oral)

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

This is an application filed by the wife of the respondent with a prayer to transfer the proceedings of a petition under Section 13(1)(ia) and (ib) of the Hindu Marriage Act, 1955, titled as “Pardeep Kumar Vs. Smt. Reena”, presently pending before the Family Court, Gurugram, to the Court of competent jurisdiction at Rewari.

The petitioner claims that after being thrown out from her matrimonial home, she is presently residing with her parents at Rewari. She has also filed a petition under Section 125 Cr.P.C. for grant of maintenance which is pending before Family Court, Rewari. It is also claimed that an FIR No.40, dated 20.03.2021, has also been lodged in Women Police Station, Rewari. She claims to be unemployed and is not having any independent source of income.

The distance between Gurugram and Rewari is stated to be 60 kms.

Since, the respondent is already defending a petition under Section 125 Cr.P.C. at Rewari, therefore, keeping in view the aforesaid facts, the application is allowed.

The petition under Section 13(1)(ia) and (ib) of the Hindu Marriage Act, 1955, titled as “Pardeep Kumar Vs. Smt. Reena”, presently pending before the Family Court, Gurugram, is ordered to be transferred to the Court of competent jurisdiction at Rewari.

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 21.10.2021.

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

October 04, 2021

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**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No