

201 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**TA-520-2021
Date of Order:12.08.2021**

JASLEEN KAUR

..Petitioner

Versus

KARAMJEET SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. H.S. Rakhra, Advocate,
for the petitioner.

ANIL KSHETARPAL, J(Oral)

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

Sh. Kunwar Rajan, Advocate, entered appearance on behalf of the respondent.

With the consent of the learned counsel representing the parties, the application is taken on board for final disposal.

Through this application, the petitioner (wife) prays for transfer of the petition filed under Section 11 and 12 of the Hindu Marriage Act, 1955 for declaring the marriage between the parties to be null and void in HMA/254/2021, titled as “Karamjeet Singh Vs. Jasleen Kaur”, pending in the Court of Principal Judge, Family Court, at Muktsar, to the Court of competent jurisdiction at District Judge, (Family Court), S.A.S. Nagar, at Mohali.

It has been asserted that the respondent is already defending an application under Section 125 Cr.P.C. before the Courts at Mohali.

It has further been pleaded that the distance between Muktsar Sahib and Mohali is more than 240 Kms and the petitioner, at present, is residing with her parents at Mohali. She further claims that she is unable to

properly defend the petition at Muktsar Sahib.

Learned counsel representing the respondent contends that the mother of the respondent is bed ridden and he is un-employed.

Keeping in view the facts of the present case, more particularly, the pendency of an application under Section 125 Cr.P.C. before the Court at Mohali, it is considered appropriate to order the transfer of the case bearing No.HMA/254/2021, titled as “Karamjeet Singh Vs. Jasleen Kaur”, pending in the Court of Principal Judge, Family Court, Muktsar, to the Court of competent jurisdiction at District Judge, (Family Court), S.A.S. Nagar, Mohali.

Application stands allowed accordingly.

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 Court of learned District Judge, S.A.S. Nagar, Mohali, on 27.08.2021.

The District Judge, S.A.S. Nagar, Mohali, shall either decide the case himself or assign the case to another Court of competent jurisdiction.

August 12, 2021
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No