

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

TA-574-2021 (O&M)

Date of decision: 23.09.2021

Navneet Kaur

...Petitioner

Versus

Arashdeep Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Harmanpreet Karu (Simmi), Advocate for the petitioner

None for the respondents

ANIL KSHETARPAL, J (Oral)

As per the office report, notices issued to respondent no. 1 to 3 have been received back served through their counsel in the trial court. Respondent no.4 and 5 are stated to be proforma respondents as per the memo of parties.

Through this transfer application, the petitioner (Navneet Kaur) prays for transfer of the proceedings in a civil suit for grant of permanent injunction (C.S. 1581 of 2021 titled as 'Arashdeep Singh and others vs. Navneet Kaur and others' presently pending before Civil Judge, Senior Division, Amritsar, to the court of competent jurisdiction at Ambala.

The petitioner is respondent no.1's wife. Her husband alongwith her in-laws have filed a civil suit for grant of decree of permanent injunction restraining the defendants from falsely implicating, involving the plaintiffs in any case/criminal case etc. while moving false applications and further from harassing the plaintiffs by calling them before the Police Station in respect of the matrimonial dispute.

It is alleged that the distance between Amritsar and Ambala is more than 250 kms and respondent no. 1 to 3 are already defending proceedings in a complaint under Section 12, 18, 19, 20, 22 and 23 of the Protection of Women from Domestic Violence Act, 2005 at Ambala.

The facts stated in the transfer application have not been controverted.

In view of the aforesaid, the transfer application is allowed. It is directed that the proceedings in a civil suit for grant of permanent injunction (C.S. 1581 of 2021 titled as 'Arashdeep Singh and others vs. Navneet Kaur and others' presently pending before the Civil Judge, Senior Division, Amritsar, be transferred to the Court of competent jurisdiction at Ambala. 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 Civil Judge (S.D), Ambala on 11.10.2021, who shall 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.

23.09.2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE