

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

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**TA-591-2021(O&M)
Date of Order: 05.10.2021**

CHANDANPREET KAUR

..Petitioner

Versus

HARMINDER SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Parminder S. Kanwar, Advocate
for the petitioner.

Mr. O.P. Kamboj, Advocate
for respondent.

ANIL KSHETARPAL, J(Oral)

This is an application filed by the wife of the respondent with a prayer to transfer the proceedings of a petition under Section 9 of the Hindu Marriage Act, 1955, titled as “Harinder Singh Vs. Chandanpreet Kaur”, presently pending in the Court of Principal Judge, Family Court, Ferozepur, to the Court of competent jurisdiction at Hoshiarpur.

It has been brought to the notice of the Court that the respondent is defending the following litigations at Hoshiarpur:-

- i) Proceedings in a petition filed under Section 125 Cr.P.C.;
- ii) Proceedings in a complaint filed under Section 12 of the Protection of Women from Domestic Violence Act, 2005, and,
- iii) The trial in a case FIR No.200, dated 14.08.2020.

The petitioner is stated to be residing with her parents at Hoshiarpur and the distance between Hoshiarpur and Ferozepur is stated to be 160 kms.

The learned counsel representing the petitioner contends that the respondent at present works in Dubai and the petition under Section 9 of the Hindu Marriage Act, 1955, has been filed through a power of attorney.

Sh. O.P. Kamboj, Advocate, has contested the application, however, does not dispute the correctness of the facts noticed above.

Keeping in view the aforesaid facts, the petition is allowed.

The petition under Section 9 of the Hindu Marriage Act, 1955, titled as “Harinder Singh Vs. Chandanpreet Kaur”, pending in the Court of Principal Judge, Family Court, Ferozepur, is ordered to be transferred to the Court of competent jurisdiction at Hoshiarpur.

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 05, 2021

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**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No