

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

**209**

**TA-645-2021**

**Date of Order: 13.10.2021**

|        |                     |
|--------|---------------------|
| RUBI   | <b>..Petitioner</b> |
|        | <b>Versus</b>       |
| DEEPAK | <b>..Respondent</b> |

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Jasbir Singh Dadwal, Advocate  
for the petitioner.

**ANIL KSHETARPAL, J(Oral)**

The hearing of the case was held through video conferencing as prayed by the learned counsel.

This is an application filed by the wife of the respondent with a prayer to transfer the proceedings of petition under Section 13 (1) (i-a) (i-b) of the Hindu Marriage Act, 1955, bearing case No.HMA/333/2020, titled as “Deepak Vs. Rubi”, presently pending in the Court of Principal Judge, Family Court, Ambala, to the Court of competent jurisdiction at Gurugram.

Notice of motion was issued.

As per the office report, notice issued to the respondent has been received back served, however, he remain unrepresented.

The petitioner claims that the respondent is already facing prosecution in FIR No.30, dated 14.04.2021, registered under Section 323, 342, 406, 498-A, 506, 34 IPC at Police Station Manesar, District Gurugram.

The petitioner further claims that her mother has died and her father is a government employee and the distance between Ambala and Gurugram is stated to be 260 kms.

Keeping in view the aforesaid facts which remain uncontroverted, the petition is allowed.

The petition under Section 13 (1) (i-a) (i-b) of the Hindu Marriage Act, 1955, bearing case No.HMA/333/2020, titled as “Deepak Vs. Rubi”, presently pending in the Court of Principal Judge, Family Court, Ambala, is ordered to be transferred to the Court of competent jurisdiction at Gurugram.

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 08.11.2021.

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

**October 13, 2021**

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**(ANIL KSHETARPAL)  
JUDGE**

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