

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

ASHOK KUMAR
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TA-650-2021 (O&M)

Date of decision: 05.10.2021

JASPREET KAUR

..Petitioner

Versus

RAM SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sanyam Khetarpal, Advocate for the petitioner.
Mr. MS Yadav, Advocate for the respondent.

ANIL KSHETARPAL, J (Oral)

On 16.08.2021, the following order was passed:-

“This petition has been filed by the wife seeking the transfer of the petition filed under Section 9 of the Hindu Marriage Act, 1955, bearing No.HMA/90/2021, titled as 'Ram Singh vs. Jaspreet Kaur' pending in the Court of Family Court, Malerkotla to the Court of competent jurisdiction at Sangrur.

The petitioner claims that she got married to the respondent on 24.02.2019.

Learned counsel representing the petitioner submits that the respondent is already defending a petition under Section 125 Cr.P.C in the Family Court, Sangrur.

Notice of motion for 27.08.2021.

The liberty is granted to the petitioner to serve the respondent through his counsel Sh. Dhiraj Kumar, District Courts, Malerkotla.

Dasti also.”

Learned counsel representing the respondent states that the distance between Malerkotla and Sangrur is only 20 kms. whereas the learned counsel representing the petitioner submits that the distance between Malerkotla and Sangrur is 35 kms. and also that the petitioner does not feel safe at Malerkotla.

Since the respondent is already defending a petition under Section 125 Cr.P.C. in the Family Court, Sangrur, therefore, the petition is allowed. The proceedings in petition filed under Section 9 of the Hindu

Marriage Act, 1955, bearing No.HMA/90/2021, (Ram Singh vs. Jaspreet Kaur) pending in the Court of Family Court, Malerkotla, are ordered to be transferred to the Court of competent jurisdiction at Sangrur. The transferor Court is requested to remit the case file to the transferee Court forthwith. The parties are directed to appear before the District Judge, Sangrur, on 21.10.2021 who shall either decide the matter himself or assign it to the Court of competent jurisdiction at Sangrur.

All the pending miscellaneous application(s), if any, are also disposed of.

05.10.2021

ashok

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE