

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

ASHOK KUMAR
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TA-674-2021 (O&M)

Date of decision: 12.10.2021

JYOTIKA SHARMA

..Petitioner

Versus

VISHAL JOSHI

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. RPS Brar, 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.

This is an application filed by the wife with a prayer to transfer the proceedings of the petition filed under Section 11 and 12 or in the alternative Section 13 of the Hindu Marriage Act, 1955, bearing No.HMA-29-2019, titled as “Vishal Joshi vs. Jyotika Sharma” pending in the Family Court, Amritsar, to the Court of competent jurisdiction at Phagwara.

Learned counsel for the petitioner contends that the respondent is already defending the proceedings in a complaint filed under Section 125 Cr.P.C. at Phagwara. She claims that her mother has died and her father is 50% disabled.

It is also alleged that the distance between Amritsar and Phagwara is 105 kms.

The petition filed under Section 11 and 12 or in the alternative Section 13 of the Hindu Marriage Act, 1955, bearing No.HMA-29-2019,

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titled as “Vishal Joshi vs. Jyotika Sharma” pending in the Family Court,
Amritsar, is ordered to be transferred to the Court of competent jurisdiction at
Phagwara.

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 03.11.2021.

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

12.10.2021

ashok

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE