

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

204

**TA-672-2021(O&M)
Date of Order: 03.09.2021**

AMARJIT KAUR

..Petitioner

Versus

HARDEV SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Gopal Sharma, 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.

Learned counsel representing the petitioner has sent on the official e-mail of the Court, a scanned copy of the summons served on the counsel representing the respondent.

On 18.08.2021, the following order was passed:-

“The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

This petition has been filed by the wife seeking the transfer of the petition filed under Section 7, 8 and 25 of the Hindu Minority and Guardianship Act, 1956, bearing case No. GW/7/2020 , titled as “Hardev Singh vs. Amarjit Kaur, pending in the Court of Principal Judge, Family Court, Samrala to the Court of competent jurisdiction at Fatehgarh Sahib.

The petitioner claims that she got married to the respondent on 13.02.2008 and they have been blessed with two children. She claims that presently she is residing with her parents at Fatehgarh Sahib and the distance between Samrala and Fetehtarh Sahib is 50 Kms. The petitioner further claims that she cannot properly defend the petition at Samrala.

The learned counsel representing the petitioner places reliance on the following litigations pending in District Courts, Fatehgarh Sahib:-

(i)Petition under Section 125 Cr.P.C., for maintenance.

*(ii) Criminal Complaint under Section
406/498-A/323/34 IPC, at Police Station
Fatehgarh Sahib.*

*The learned counsel contends that it will be very
difficult for the petitioner to travel on each date of
hearing.*

Notice of motion for 03.09.2021.

*The liberty is granted to the petitioner to serve the
respondent through his counsel Sh. S.M.Singh, at District
Courts, Samrala.*

Dasti also.”

Keeping in view the aforesaid facts, in accordance with the
aforesaid order, the petition is allowed.

The petition filed under Section 7, 8 and 25 of the Hindu
Minority and Guardianship Act, 1956, bearing case No. GW/7/2020 , titled
as “Hardev Singh vs. Amarjit Kaur, pending in the Court of Principal Judge,
Family Court, Samrala, is ordered to be transferred to the Court of
competent jurisdiction at Fatehgarh Sahib.

The transferor Court is requested to remit the case file to the
transferee Court forthwith.

The petitioner through her counsel is directed to appear before
the transferee Court on 23.09.2021.

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

September 03, 2021

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**(ANIL KSHETARPAL)
JUDGE**

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