

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

213

TA-724-2021(O&M)
Date of Order: 06.09.2021

KAMALPREET KAUR

..Petitioner

Versus

PARVEEN SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Naresh Kumar Manchanda, 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.

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 13 of the Hindu Marriage Act, 1955, titled as “Parveen Singh vs. Kamalpreet Kaur”, pending in the Court of Additional Principal Judge, Family Court at Ludhiana to the Court of competent jurisdiction at Moga.

The petitioner claims that she got married to the respondent on 15.11.2008 and they have been blessed with a girl child. She claims that presently she is residing with her parents at Moga and the distance between Ludhiana and Moga is 70 Kms. The petitioner further claims that she cannot properly defend the petition at Ludhiana.

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

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

The learned counsel contends that the girl child is presently staying with the respondent-father. He further contends that it will be very difficult for the petitioner to travel on each date of hearing.

Notice of motion for 06.09.2021.

The liberty is granted to the petitioner to serve the respondent through his counsel at District Courts, Ludhiana.

Dasti also.”

As per the office report, notice issued to the respondent has been received back served through the trial Court counsel.

However, the respondent remains unrepresented.

In view of the facts recorded in the order dated 18.08.2021, the petition is allowed.

The petition under Section 13 of the Hindu Marriage Act, 1955, titled as “Parveen Singh Vs. Kamalpreet Kaur” pending in the Court of Additional Principal Judge, Family Court, at Ludhiana, is ordered to be transferred to the Court of competent jurisdiction at Moga.

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 27.09.2021.

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

September 06, 2021

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**(ANIL KSHETARPAL)
JUDGE**

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