

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

TA-740-2021 (O&M)

Date of decision: 09.09.2021

Pinky

....Petitioner

Versus

Anoop Singh

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sansar Kundu, Advocate for the petitioner

None for the respondent

ANIL KSHETARPAL, J (Oral)

On 23.08.2021, the following order was passed by this Court:-

“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 (i)(a) of the Hindu Marriage Act, 1955, bearing No. HMA/100/2021, titled as 'Anoop Singh vs. Pinki' pending in the Court of Principal Judge, Family Court, Fatehabad to the Court of competent jurisdiction at Jind.

The petitioner claims that she got married to the respondent on 27.06.2013. She claims that at present, she is residing with her parents at Jind and cannot properly defend the petition at Fatehabad as the distance between the two places is 125 kms.

Learned counsel representing the petitioner contends that this Court has already transferred two cases i.e petition under Section 9 of the Hindu Marriage Act, 1955 and a petition under Section 10 of the Guardian and Wards Act, 1890, filed by the respondent-husband at

District Court, Fatehabad, to the District Court, Jind, while allowing transfer applications filed by the petitioner.

Notice of motion for 09.09.2021.

The liberty is granted to the petitioner to serve the respondent through his counsel Sh. Rohtash Bishnoi at District Court, Fatehabad.

Dasti also.”

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

In view of the facts noticed in the order dated 23.08.2021, the transfer application is allowed. It is directed that the proceedings in petition filed under Section 13 (i)(a) of the Hindu Marriage Act, 1955, bearing No. HMA/100/2021, titled as 'Anoop Singh vs. Pinki' pending in the Court of Principal Judge, Family Court, Fatehabad be transferred to the Court of competent jurisdiction at Jind. The transferor court is directed to remit the file of the case to the transferee court forthwith. The parties through their counsel are directed to appear before the District & Sessions Judge, Jind on 30.09.2021, who shall either try the case himself or assign the same to the court of competent jurisdiction in the District.

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

09.09.2021

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE