

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

213

**TA-764-2021(O&M)**  
**Date of Order: 21.09.2021**

SANIA

**..Petitioner**

**Versus**

WAKIL KHAN

**..Respondent**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Munish Garg, Advocate  
for the petitioner.

**ANIL KSHETARPAL, J(Oral)**

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

On 26.08.2021, 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 9 of the Hindu Marriage Act, 1955, bearing case No.CS/149/2021, titled as “Wakil Khan vs. Sania”, pending in the Court of Civil Judge (Jr. Division), Dhuri, District Sangrur, to the Court of competent jurisdiction at Barnala.*

*The petitioner claims that she got married to the respondent on 12.03.2012 and they have been blessed with one male child. She claims that presently, she is residing with her parents at Barnala and the distance between Sangrur and Barnala is 40 Kms. The petitioner further claims that she cannot properly defend the petition at Dhuri, District Sangrur.*

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

*(i) Under Section 125 Cr.P.C.*

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

*Notice of motion for 21.09.2021.*

*The liberty is granted to the petitioner to serve the respondent through his counsel Sh. K.S.Chahal, at Civil Courts, Dhuri, District Sangrur.*

*Dasti also.”*

Keeping in view the uncontroverted facts noticed in the Order dated 26.08.2021, the petition is allowed.

The proceedings under Section 9 of the Hindu Marriage Act, 1955, bearing case No.CS/149/2021, titled as “Wakil Khan vs. Sania”, pending in the Court of Civil Judge (Jr. Division), Dhuri, District Sangrur, are ordered to be transferred to the Court of competent jurisdiction at Barnala.

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 08.10.2021.

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

**September 21, 2021**

*Ay*

**(ANIL KSHETARPAL)  
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No