

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

ASHOK KUMAR
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TA-787-2021 (O&M)

Date of decision: 28.09.2021

HARPREET KAUR @ HARPRIT KAUR

..Petitioner

Versus

AJIT PAL SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: None for the petitioner.

Mr. Ankush Aggarwal, Advocate for the respondent.

ANIL KSHETARPAL, J (Oral)

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

While issuing notice of motion on 01.09.2021, the following order was passed:-

“This petition has been filed by the wife seeking the transfer of the petition filed under Section 13 of the Hindu Marriage Act, 1955, bearing case No.DMC/520/2021, titled as “Ajit Pal Singh vs. Harprit Kaur”, pending in the Court of Principal Judge, Family Court, Bathinda, to the Court of competent jurisdiction at Patiala.

The petitioner claims that she got married to the respondent on 20.04.2018 and they have been blessed with twins. She claims that presently, she is residing with her parents at Patiala and the distance between Bathinda and Patiala is 150 Kms. The petitioner further claims that she cannot properly defend the petition at Bathinda.

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

(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 28.09.2021.

The liberty is granted to the petitioner to serve the respondent through his counsel Sh. Surjit Singh Romana, at District Courts, Bathinda.

Dasti also.”

Learned counsel for the respondent submits that respondent shifted to Bathinda on the persuasion of the petitioner, otherwise he belongs to Ludhiana.

As the correctness of the facts noticed in the order dated

01.09.2021 are not disputed, the petition is allowed. The proceedings of case No.DMC/520/2021, (Ajit Pal Singh vs. Harprit Kaur), pending in the Court of Principal Judge, Family Court, Bathinda, are ordered to be transferred to the Court of competent jurisdiction at Patiala. The transferor Court is requested to remit the case file to the transferee Court forthwith. The parties are directed to appear before the District Judge, Patiala, on 14.10.2021 who shall either decide the matter himself or assign it to the Court of competent jurisdiction at Patiala.

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

28.09.2021

ashok

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE