

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

ASHOK KUMAR
2021.10.13 10:24
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215

TA-839-2021

Date of decision: 12.10.2021

MANDEEP KAUR

..Petitioner

Versus

SACHINDER SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Amandeep Saini, 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.

As per the office report, notice issued to the respondent has been received back served through his counsel in the trial Court. However, he remains unrepresented.

On 13.09.2021, the following order was passed:-

“ 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.HMA/69/2021, titled as “Sachinder Singh vs. Mandeep Kaur”, pending in the Court of Principal Judge, Family Court, Samrala, District Ludhiana, to the Court of competent jurisdiction at SBS Nagar.

The petitioner claims that she got married to the respondent on 17.02.2018 and they have been blessed with a female child. She claims that presently, she is residing with her parents in village Hiyatpur Jattan, Tehsil Balachaur, District SBS Nagar and the distance between Samrala, District Ludhiana and SBS Nagar is more than 65 Kms. The petitioner further claims that she cannot properly defend the petition at Samrala, District Ludhiana and it will be very difficult for her to travel on each date of hearing.

Notice of motion for 12.10.2021.

The liberty is granted to the petitioner to serve the respondent through his counsel Sh. S.S.Sekhon, at Camp Courts, Samrala, Distt. Ludhiana.

Dasti also.”

As the respondent has not entered appearance, the facts noticed in the order dated 13.09.2021 remain uncontroverted, hence, the petition is allowed.

The petition filed under Section 9 of the Hindu Marriage Act, 1955, bearing case No.HMA/69/2021, titled as “Sachinder Singh vs. Mandeep Kaur”, pending in the Family Court, Samrala, District Ludhiana, is ordered to be transferred to the Court of competent jurisdiction at SBS Nagar.

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 03.11.2021.

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

12.10.2021

ashok

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE