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

TA-535-2020 (O&M)
Date of decision : 18.01.2021

Ramandeep Kaur

...Petitioner

Versus

Balbir Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. H.S. Sirohi, Advocate for the petitioner.

Mr. Himanshu Arora, Advocate for the respondent.

ANIL KSHETARPAL, J. (ORAL)

On 16.11.2020, the following order was passed:-

“This petition under Section 24 of the Code of Civil Procedure has been filed for transfer of the petition filed under Section 25 of the Guardian and Wards Act, 1980 pending before the Family Court at Gurdaspur to the Family Court at Kapurthala.

It has been pleaded that her minor child is residing at Kapurthala. The petitioner herein is widowed daughter-in-law (She remarried later on and now residing with her husband) of the respondent.. It has further been pleaded that distance between Gurdaspur and Kapurthala is 97 kms .

Notice of motion for 17.1.2021.

Liberty is granted to the petitioner to serve the respondent through his counsel in the Trial Court.”

After having heard the learned counsel for the parties at length, this Court is of the opinion that the ends of justice would be met if the petition filed under Section 25 of the Guardians and Wards Act, 1890 (hereinafter to be referred as “the Act of 1890”) is transferred from the Family Court at Gurdaspur to the Family Court at Kapurthala.

It has been noticed that the respondent has pleaded in para 7 of the petition filed under Section 25 of the Act of 1890 that he is working in the Municipal Council, Gurdaspur and getting a salary of ₹65,000/- per month. He is 56 years old and possesses good health.

Keeping in view the aforesaid facts, the present Transfer Application is allowed.

The Family Court at Gurdaspur is requested to remit the papers to the Family Court at Kapurthala. Both the parties are directed to appear before the Family Court at Kapurthala on 04.03.2021.

All the pending miscellaneous applications, if any, are disposed of, in view of the above-stated order.

18.01.2021

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No