

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

TA-614-2020(O&M)

Date of decision:11.02.2021

Manisha Rani

.....Petitioner

Versus

Vishal Singh

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Neeraj Sheoran, Advocate for the petitioner

None for the respondent

ANIL KSHETARPAL, J.

Through this petition, the petitioner-wife of the respondent prays for transfer of petition under Section 11 read with Section 5(i) of the Hindu Marriage Act, 1955, (HMA-574-2020) pending in the court of Principal Judge, Family Court, Jhajjar, to the Family Court at Gurugram.

On 21.12.2020, the following order was passed by this

Court:-

“Counsel for the applicant inter alia contends that though distance between Jhajjar and Gurugram is around 50 Kms but as the applicant has to look after three years old daughter born out of the wedlock of the parties and proceedings under Section 125 Cr.P.C initiated by the applicant are pending in the Family Court at Gurugram, the divorce petition filed by the respondent-husband may be transferred to the same family court, may be, with the direction to take up both the cases simulatneously.

Notice of motion for 11.2.2021.

In the meantime, the Court at Jhajjar will not conduct any effective proceedings, till the next date of hearing fixed in the present application.”

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

In view of the order dated 21.12.2020, this Court is of the considered view that in the interest of justice, petition under HMA-574-2020 pending in the court of Principal Judge, Family Court, Jhajjar, be transferred to the Family Court at Gurugram. Ordered accordingly. The parties are directed to appear before the Family Court, Gurugram, on 22.03.2021. The Family Court at Jhajjar is requested to send the file of the case to the Family Court at Gurugram, well before the date fixed.

Petition stands allowed.

11.02.2021

rekha

Whether speaking/reasoned

Whether Reportable

Yes /No

Yes / No

(ANIL KSHETARPAL)
JUDGE