

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

**TA No. 22 of 2020
Date of decision: 08.07.2022**

Mandeep Kaur

...Applicant

Versus

Harjinder Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Ms. Sumati Jund, Advocate
for the applicant.

None for the respondent.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this application is for transfer of the petition filed by the respondent-husband under Section 13 of the Hindu Marriage Act, 1955, titled as ***Harjinder Singh vs. Mandeep Kaur***, which is pending in the Court of the Additional District & Sessions Judge-7, S.A.S. Nagar to a competent Court of law at Fatehgarh Sahib.

Learned counsel for the applicant further submits that the applicant has no independent source of income; she cannot engage a lawyer and she cannot travel to & fro from S.A.S. Nagar to contest the aforesaid case.

There is no representation on behalf of the respondent-husband, despite service.

After hearing learned counsel for the applicant and perusing the record, the present application is allowed.

The petition filed by the respondent-husband under Section 13 of the Hindu Marriage Act, 1955, titled as ***Harjinder Singh vs. Mandeep***

Kaur, which is pending in the Court of the Additional District & Sessions Judge-7, S.A.S. Nagar is directed to be transferred to a competent Court of law at Fatehgarh Sahib.

Liberty is granted to respondent-husband to revive this application in case he wants to contest the same, however, this will be subject to a condition that at the first instance, he will clear all the outstanding arrears, if any, in terms of any order passed in the proceedings under Section 125 Cr.P.C. and will also bring a demand draft of Rs. 25,000/- in favour of the applicant-wife towards the litigation expenses, in case she appears before the Court at S. A. S. Nagar.

08.07.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No