

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

101+213

TA-898-2019 (O&M)
Date of decision: 22.09.2022

Parneet Kaur

...Petitioner

Versus

Gurpartap Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Amarjit Singh Ahluwalia, Advocate
for the applicant/petitioner.

Mr. P. B. S. Goraya, Advocate
for the respondent.

ARVIND SINGH SANGWAN, J. (Oral)

CM-11913-CII-2022

Allowed as prayed for.

Documents are taken as Annexure P-4.

Main case

Prayer in this petition is for transfer of the petition filed by the respondent-husband under Section 13 of the Hindu Marriage Act, 1955, pending before the Family Court, Jalandhar to the competent Court of jurisdiction at Bathinda.

At the very outset, learned counsel for the respondent submits that the respondent-husband has no objection if the aforesaid petition is transferred to the competent Court of jurisdiction at Bathinda, however, since the respondent is serving in Indian Air Force and is posted at Jammu, it is not possible for him to appear before the Court on each and every date.

In view of the above, the present petition is allowed, with the

following directions:-

- (i) *The petition filed under Section 13 of the Hindu Marriage Act, pending before the Family Court, Jalandhar will be transferred to the competent Court of jurisdiction at Bathinda.*
- (ii) *The District Judge, Bathinda will assign the said petition to the competent Court of jurisdiction.*
- (iii) *The Family Court at Jalandhar is directed to transfer all the record pertaining to the aforesaid case to District Judge, Bathinda.*
- (iv) *The parties are directed to appear before the trial Court at Bathinda within a period of 01 month from today.*
- (v) *The Courts concerned, where the cases are pending between the parties, will accommodate them with one date in a calendar month.*

However, if any application seeking exemption from personal appearance is filed on behalf of the respondent, the Family Court at Bathinda will consider the same positively.

22.09.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No