

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

292

TA-1261-2021
Date of Order: 04.03.2022

NEHA

..Petitioner

Versus

SANCHIT SINGLA

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rishi Nijhawan, Advocate
for the petitioner.

ANIL KSHETARPAL, J(Oral)

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

The respondent has not entered appearance, despite the service of notice.

On 17.12.2021, the following order was passed:-

“Taken up in physical mode.

Learned counsel for the petitioner would contend that the petitioner-wife would have to travel a distance of about 73 kilometres (one way) from her place of residence in Kaithal in order to attend to the proceedings initiated by the respondent-husband under Section 9 of the Hindu Marriage Act, 1955 for restitution of conjugal rights pending in the Court of Principal Judge, Family Court, Jind bearing case No.HMA/519/2021. It is further contended that the petitioner also has a minor child to look after and, hence, she would not be able to properly defend her case on each and every date of hearing at Jind.

Notice of motion returnable 19.01.2022.

Dasti as well. Liberty to serve through the counsel representing the respondent in the Court below.

Meanwhile, till the next date only, the concerned Court below shall adjourn the matter beyond the date given by this Court.”

The facts noticed in the order dated 17.12.2021, remain uncontroverted.

Hence, the application is allowed.

The petition under Section 9 of the Hindu Marriage Act, 1955, bearing case No.HMA/519/2021, titled as “Sanchit Singla Vs. Neha”, pending in the Court of Principal Judge, Family Court, Jind, is ordered to be transferred to the Court of competent jurisdiction at Kaithal, District Kaithal.

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 24.03.2022.

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

March 04th, 2022

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**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No