

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

Transfer Application No. 324 of 2023

Date of decision:-15.03.2023

Kulwant Kaur

.....Petitioner

vs

Rajbir Singh and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- Mr. S.S. Sodhi, Advocate
for the petitioner.

Mr. Kamal Singh, Advocate for
Mr. Mandeep Singh, Advocate
For the respondents.

NIDHI GUPTA, J.(Oral)

1. Prayer in this petition filed by petitioner-mother is for transfer of the suit for declaration filed by her, titled “Kulwant Kaur vs. Rajbir Singh and another” pending in the Court of the Civil Judge (Jr. Divn.), Samrala, District Ludhiana to a Court of competent jurisdiction at Fatehgarh Sahib.

2. At the very outset, learned counsel appearing for the respondents states that he has no objection in case the present petition is allowed and the Civil Suit for declaration, filed by the petitioner is transferred from the Court of the Civil Judge (Jr. Divn.), Samrala, District Ludhiana to a Court of competent jurisdiction at Fatehgarh Sahib.

3. In view of this position, the present petition is allowed and the Civil Suit, which is the subject matter for transfer in this petition, is ordered to be transferred from the Court of the Civil Judge (Jr. Divn.), Samrala, District Ludhiana to a Court of competent jurisdiction at Fatehgarh Sahib.

4. The Id. District Judge, Ludhiana is directed to transfer complete record pertaining to the aforesaid case to District Judge, Fatehgarh Sahib. The parties are directed to appear before the District & Sessions Judge, Fatehgarh Sahib on 20.4.2023. The District Judge, Fatehgarh Sahib will assign the said case to the Court of competent jurisdiction. The Court concerned, where the litigation is pending between the parties, will accommodate them with one date in one calendar month. It is directed that a copy of this order be sent to the District Judges concerned through e-mail. Petitioner through their counsel, present in the Court, are directed to ensure their appearance accordingly.

Disposed of.

Pending application(s), if any, stands disposed of.

March 15, 2023

Vijay Asija

**(NIDHI GUPTA)
JUDGE**

Whether speaking/reasoned

YES/NO

Whether Reportable

YES/NO