

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

124-A

CR-1919-2024 (O&M)

Date of Decision: 01.04.2024

HARPREET KAUR

.... Petitioner

VERSUS

SURINDER KAUR (SINCE DECEASED) THR LRS

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Ms. Harpreet Kaur (petitioner) in person.

ALKA SARIN, J. (ORAL)

1. The present revision petition has been filed under Article 227 of the Constitution of India challenging the order dated 27.02.2024 (Annexure P-17) passed by the learned Civil Judge (Junior Division), Rupnagar in Civil Suit being CS-963-2020 dated 23.12.2020 whereby the learned Civil Judge (Junior Division), Rupnagar has referred the matter to the learned District and Sessions Judge, Rupnagar for passing appropriate orders with regard to transferring the same to the Court of competent jurisdiction due to personal reasons. Further prayer is for staying the impugned order dated 27.02.2024 (Annexure P-17).

2. Petitioner has appeared in person and has contended that the application for striking off the defence of defendant-respondent No.3, namely, Bhupinder Singh was still pending and hence the matter ought not to have been transferred.

3. Heard.

4. The learned Civil Judge (Junior Division) Rupnagar vide order dated 27.02.2024 has made a reference to the learned District and Sessions

Judge, Rupnagar for transferring the matter to the Court of competent jurisdiction due to personal reasons. The said reference is still pending and is fixed for today itself i.e. 01.04.2024. Since the matter is pending before the learned District and Sessions Judge, Rupnagar for directions on the transfer of the present case, there is no occasion for this Court to pass any directions as the Officer concerned has asked for transfer of the Court for personal reasons. Further, in the impugned order dated 27.02.2024 it is noticed that the application dated 04.12.2023 under Order VIII Rule 1 CPC was withdrawn by the plaintiff-petitioner and a fresh application under Order VIII Rule 10 CPC was filed.

5. In view of the above, the present petition is dismissed. Pending applications, if any, also stand disposed off.

01.04.2024
Aman Jain

(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO