

103

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-17973-2024 (O&M)  
Date of decision: 15.04.2024

Jora Singh

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. A.D.S. Jattana, Advocate  
for the petitioner.

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HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 407 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') read with Section 482 Cr.P.C. seeking transfer of petition under Section 125 Cr.P.C. bearing case No.113/2021 filed by respondent No.3, from the Court of learned Principal Judge, Family Court, Sardulgarh, District Mansa to the competent Court of jurisdiction at Fatehabad.

2. Learned counsel for the petitioner, *inter alia*, submits that petition under Section 125 Cr.P.C. (*supra*) was instituted at Sardulgarh only to harass the petitioner due to personal vendetta and private spite to wreak vengeance. The petitioner is not well versed with Punjabi language. The proceedings before learned Family Court, Sardulgarh, District Mansa are

being conducted in Punjabi language. He relies upon Annexures P-1 & P-3 to submit that documentary evidence available on record clearly indicates that respondent No.3 is resident of District Fatehabad and no reason is forthcoming why she filed the petition under Section 125 Cr.P.C. (*supra*) before learned Principal Judge, Family Court, Sardulgarh, District Mansa.

3. Having heard learned counsel for the petitioner and after perusing the record of the case, this Court finds no force in the arguments raised by learned counsel for the petitioner.

4. A perusal of application under Section 125 Cr.P.C. (Annexure P-5) clearly indicates that respondent No.3 is presently residing with her first cousin Mahavir son of Lal Chand, who is resident of Village Kanawala, Tehsil Sardulgarh, District Mansa. Further, there is a specific averment in para No.10 of the petition under Section 125 Cr.P.C. to the extent that respondent No.3 is staying with his maternal uncle's son, which is within the territorial jurisdiction of learned Family Court, Sardulgarh.

5. Keeping in view the facts and circumstances of the case, present petition is dismissed being bereft of any merit.

15.04.2024  
*vishnu*

[ HARPREET SINGH BRAR ]  
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No