

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

TA-454 of 2024 (O&M)
Date of decision: 07.11.2024

Seema Rani

..Applicant

Versus

Balihar Chand

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Bhupinder Banga, Advocate
for the applicant.

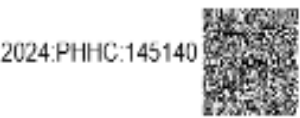
Mr. Sanjeev K. Virk, Advocate
for the respondent.

ANIL KSHETARPAL, J(Oral)

Through this petition, the petitioner (the respondent's wife) prays for transfer of the petition filed under Section 13 of the Hindu Marriage Act, 1955, bearing No.DMC 3 of 2024, CNR No.PBJL010000482024 titled as 'Balihar Chand vs. Seema Rani' pending in the Court of Principal Judge, Family Court, Jalandhar, to the Court of competent jurisdiction at Nawanshehar, District SBS Nagar, on the following grounds:-

- (i) Complaint under Section 406/498-A IPC;
- (ii) Complaint under Section 125 Cr.P.C.; and
- (iii) Complaint under Section 12 of the Domestic Violence Act, 2005, are pending already in District Courts SBS Nagar;

The learned counsel representing the petitioner submits that the respondent-husband is not paying the maintenance. The petitioner claims



lack of resources to contest the case at Jalandhar being jobeless and residing with her parents.

Keeping in view the aforesaid assertions which are not disputed, the petition is allowed and the petition filed under Section 13 of the Hindu Marriage Act, 1955, bearing No.DMC 3 of 2024, CNR No.PBJL010000482024 titled as 'Balihar Chand vs. Seema Rani' pending in the Court of Principal Judge, Family Court, Jalandhar is ordered to be transferred to the Court of competent jurisdiction at Nawanshehar, District SBS Nagar.

The parties through their counsels are directed to appear before the Court of District Judge, SBS Nagar, on 02.12.2024, who will try the case himself or assign it to the Court of competent jurisdiction at Nawanshehar, District SBS Nagar.

The transferor Court is requested to remit the case file to the transferee Court forthwith.

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

November 07, 2024
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No