



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

Sr. No.236

TA-564-2024

Date of Decision: 04.09.2024

SARABJEET KAUR**....Applicant****Versus****HARMANPREET SINGH****.....Respondent****CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI**

Present:- Mr. Saurav Bhatia, Advocate
for the applicant.

None for the respondent.

ARCHANA PURI, J. (Oral)

None has made appearance on behalf of the respondent. Even, on the last date of hearing, none had made appearance on behalf of the respondent. As such, he is proceeded against *ex parte*.

Learned counsel for the applicant-wife heard.

The applicant-wife has filed the present application for seeking transfer of the petition under Section 9 of the Hindu Marriage Act i.e. HMA/3137/2023, titled '*Harmanpreet Singh Vs. Sarabjeet Kaur*', filed by the respondent-husband, pending in Family Court Ludhiana, to the Court of competent jurisdiction at S.B.S. Nagar.

It is submitted by the counsel for the applicant that from the wedlock of the parties to the lis, two children were born, one boy and one girl, who are aged about 6 years and 2 years, respectively. Both the children are residing with the applicant. Even, the applicant has filed the petition under Section 13 of the Hindu Marriage Act, which is pending in the Courts



at S.B.S. Nagar and as per the instructions received, the counsel for the applicant submits that the respondent has made appearance in the divorce petition. The applicant is not having any source of earning and she is completely dependent upon her parents.

In view of the submissions made by the counsel for the applicant and taking into consideration that convenience of the wife, to be given priority in the transfer application, arising out of the matrimonial discord, more particularly, while she is taking care of two children, the application is hereby accepted and the petition under Section 9 of the Hindu Marriage Act i.e. HMA/3137/2023, titled '*Harmanpreet Singh Vs. Sarabjeet Kaur*', filed by the respondent-husband, stands transferred from Family Court Ludhiana, to the Court of competent jurisdiction at S.B.S. Nagar. The requisite record of the aforesaid case be sent by Family Court Ludhiana, to the District and Sessions Judge, S.B.S. Nagar.

Learned District and Sessions Judge, S.B.S. Nagar, shall assign the said petition to Family Court S.B.S. Nagar. Even, the parties are directed to appear before Family Court S.B.S. Nagar, within a period of one month from today onwards.

04.09.2024
Himanshu

(ARCHANA PURI)
JUDGE

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