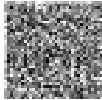


IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

225

2024.PHHC:145311



TA-931-2024  
Date of decision: 07.11.2024

SUKHVIR KAUR ..Petitioner

Versus

KULBIR SINGH ..Respondent

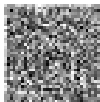
CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Bhriugu Dutt Sharma, Advocate  
for the petitioner.

Mr. Lakhwinder Singh Mann, Advocate  
for respondent.

ANIL KSHETARPAL, J(Oral)

1. On 06.08.2024, the following order was passed:-
- “The applicant-wife has filed the present application for seeking transfer of the divorce petition, filed at the instance of the respondent-husband, pending in Family Court Kapurthala and she seeks transfer of the same to the Court of competent jurisdiction at Jalandhar.*
- It is submitted by learned counsel that two children born from the wedlock of the parties to the lis, who are aged 8 years and 4 years, are in the care and custody of the applicant. Even, the applicant has filed petition under Section 125 Cr.P.C., which is already pending in the Courts at Jalandhar. Furthermore, it is also pointed out by learned counsel that earlier also, the petition under Section 13 of the Hindu Marriage Act was filed at the instance of the respondent-husband at Kapurthala. However, in pursuance of the transfer application, filed at the instance of the applicant, vide order dated 13.09.2022 (Annexure P-4), passed by this Court, the divorce petition was transferred from Kapurthala to Jalandhar. However, after the transfer of the previous divorce petition, the respondent had withdrawn the same.*
- Notice of motion for 07.11.2024.*
- Learned Family Court shall adjourn the case, beyond the date fixed by this Court.”*
2. For the reasons recorded in the order dated 06.08.2024, the transfer application is allowed.



3. The petition bearing No.HMA/381/2023, filed under under Section 13 of Hindu Marriage Act, 1955, titled as “Kulbir Singh Vs. Sukhvir Kaur”, presently pending before Principal Judge, Family Court, Kapurthala, is ordered to be transferred to the Court of competent jurisdiction at District Jalandhar.
4. The transferor Court is requested to remit the case file to the transferee Court forthwith.
5. The parties through their counsel are directed to appear before the transferee Court on 03.12.2024.

November 07<sup>th</sup>, 2024

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(ANIL KSHETARPAL)  
JUDGE

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