



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.115

TA-1675-2023 (O&M)
Date of Decision: 21.10.2024

MANPREET KAUR

....Applicant

Versus

AMIT DEEP

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Gurpartap Singh Bhullar, Advocate
for the applicant.

Mr. Sahil Soi, Advocate
for the respondent.

ARCHANA PURI, J. (Oral)

The applicant-wife has filed the present application for seeking transfer of the petition under Section 9 of the Hindu Marriage Act, titled '*Amit Deep Vs. Manpreet Kaur*', filed by the respondent-husband, pending in the Family Court, Kapurthala and she seeks transfer of the same to the Court of competent jurisdiction at Gurdaspur.

In pursuance of the notice issued, respondent made appearance through counsel. He submits that he does not intend to file reply to the application. Also, he submits that he has no objection, if the application is accepted.

Learned counsel for the parties heard.

It is submitted by the counsel for the applicant that the applicant is unemployed and has no independent source of earning. Also, it is submitted that one daughter born from the wedlock of the parties, aged about 1 year (who was three months old, at the time of filing of the application), is



in the care and custody of the applicant.

Even, the respondent has no objection, if the transfer application is allowed.

Keeping in view the submission made by the counsel for the respondent, considering the fact of daughter born from the wedlock to be in the care and custody of the applicant and also considering the distance between Gurdaspur and Kapurthala to be about 100 kilometres, the application is accepted and the petition under Section 9 of the Hindu Marriage Act, titled '*Amit Deep Vs. Manpreet Kaur*', filed by the respondent-husband, stands transferred from the Family Court, Kapurthala, to the Court of competent jurisdiction at Gurdaspur. The requisite record of the aforesaid case be sent by the Family Court, Kapurthala, to the District and Sessions Judge, Gurdaspur.

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

21.10.2024
Himanshu

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No