



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

Sr. No.207

TA-20-2024

Date of Decision: 15.02.2025

NEHA NEHRA

....Applicant

Versus

AVINASH KUMAR

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Nikhil Mittal, Advocate
for the applicant.

ARCHANA PURI, J. (Oral)

The applicant-wife has filed the present application for seeking transfer of the petition under Section 13 of the Hindu Marriage Act i.e. HMA/735/2023, titled '*Avinash Kumar Vs. Neha Nehra*', filed by the respondent-husband, pending in the Family Court, Yamuna Nagar and she seeks transfer of the same to the Court of competent jurisdiction at Naraingarh, District Ambala.

In pursuance of notice issued, Mr. Imran Mohammad, Advocate, has made appearance on behalf of the respondent today and filed Power of Attorney, which is taken on record. He submits that the respondent has no objection, if the transfer application is allowed and the divorce petition is transferred.

Learned counsel for the parties heard.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 28.02.2022. One daughter born from the said wedlock, who is about 3 years old, is in the care and



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custody of the applicant. The applicant has filed the petition under Section 9 of the Hindu Marriage Act i.e. HMA/1034/2023 and the petition under the Protection of Women from Domestic Violence Act i.e. DV/43/2023, which are pending in the Courts at Naraingarh, District Ambala. Besides the same, the respondent is facing trial in the FIR bearing No.53 dated 05.10.2023, under Section 323, 406, 498-A and 506 IPC, got lodged by the applicant at Women Police Station, Naraingarh, District Ambala.

In view of the aforesaid fact situation and also considering the statement given by the counsel for the respondent about the respondent not having any objection if the divorce petition is transferred, the transfer application is allowed and the petition under Section 13 of the Hindu Marriage Act i.e. HMA/735/2023, titled '*Avinash Kumar Vs. Neha Nehra*', filed by the respondent-husband, stands transferred from the Family Court, Yamuna Nagar, to the Court of competent jurisdiction at Naraingarh, District Ambala. The requisite record of the aforesaid case be sent by the Family Court, Yamuna Nagar, to the District and Sessions Judge, Ambala.

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

15.02.2025
Himanshu

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No