



TA No. 181 of 2023 (O&M) -1-

108 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No. 181 of 2023 (O&M)
DATE OF DECISION: 15.01.2025

PARVEEN KAUR @ MANPREET DHALIWAL

.....APPLICANT

Vs.

PARWINDER SINGH BRAR

.....RESPONDENT

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Navinder Jit Singh Dandiwal, Advocate,
for the applicant.

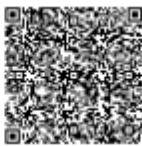
None for the respondent.

HARPREET KAUR JEEWAN, J. (ORAL)

1. The present application under Section 24 of the Code of Civil Procedure has been filed by the applicant with a prayer to transfer the petition bearing No. HMA-5080-2021, pending in the Court of learned Principal Judge, Family Court, Faridkot, under Section 12 of the Hindu Marriage Act, 1955 (for short the *Act of 1955*), to the learned District Judge/Family Court having jurisdiction at District Moga.

2. As noted in the order dated 23.11.2023, the respondent has been served. However, there is no representation on behalf of the respondent.

3. Learned counsel for the petitioner *inter alia* contends that due to matrimonial dispute, the applicant is living in her parental house at District Moga. The distance between Moga to Faridkot is about 60 kilometers. Therefore, it is difficult for the applicant to travel every time from Moga to Faridkot to attend the proceedings arising out of the petition filed by the respondent under Section 12 of the Act of 1955 for nullity of



marriage (Annexure P-1).

4. Keeping in view the difficulty faced by the applicant and in view of the law laid down by Hon’ble the Supreme Court in Sumita Singh Vs. Kumar Sanjay and another AIR 2002 SC 396, Rajani Kishor Pardeshi Vs. Kishor Babulal Pardeshi (2005) 12 SCC 237 and N.C.V. Aishwarya Vs. A.S.Saravana Karthik Sha 2022 SCC OnLine SC 1199, petition under Section 12 of the Act of 1955 filed by the respondent-husband bearing No. HMA-5080 of 2021 pending in the Court of learned Principal District Judge, Family Court, Faridkot, is ordered to be withdrawn from the Court of Principal District Judge, Family Court, Faridkot and transferred to the learned Principal District Judge, Family Court, Moga.
5. Application stands allowed.

January 15, 2025	(HARPREET KAUR JEEWAN)
nitin	JUDGE
Whether Speaking	Yes
Whether Reportable	No