



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

Sr. No.219

TA-222-2024

Date of Decision: 03.07.2025

YOGITA @ YOGITA SHARMA

....Applicant

Versus

ANIL @ ANIL SHARMA @ JEETU

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Aman Yadav, Advocate for
Mr. Prashant Singh Chauhan, Advocate
for the applicant.

None for the respondent.

ARCHANA PURI, J. (Oral)

As per the observations made in the order dated 05.03.2025, despite service, the respondent did not make appearance on that date. Even on the subsequent date i.e. 24.04.2025, he has not made appearance. Today also, he has not made appearance. As such, the respondent is proceeded against *ex parte*.

The counsel for the applicant heard.

The applicant-wife has filed the present application for seeking transfer of the petition under Section 13 of the Hindu Marriage Act i.e. DMC/1240/2023, titled '*Anil Sharma Vs. Yogita*', filed by the respondent-husband, pending in the Family Court, Hisar and she seeks transfer of the same to the Court of competent jurisdiction at Rewari.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 04.10.2022, but no child was born from the said wedlock. Unfortunately, on account of the



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matrimonial dispute, the parties are residing separate. The applicant is a home-maker and she has no independent source of earning. She is dependent upon her parental family. She has also filed the petition under Section 12 of the Protection of Women from Domestic Violence Act i.e. DV/81/2023, which is pending in the Courts at Rewari and the respondent is making appearance in the same. The distance between the two places is stated to be about 200 kilometres.

In view of the submissions aforesaid and considering the fact about the respondent, having not come forward to resist the application; distance between the two places and also the fact about one litigation already pending in the Courts at Rewari, which is pursued by the respondent, the transfer application is allowed and the petition under Section 13 of the Hindu Marriage Act i.e. DMC/1240/2023, titled '*Anil Sharma Vs. Yogita*', filed by the respondent-husband, stands transferred from the Family Court, Hisar, to the Court of competent jurisdiction at Rewari. The requisite record of the aforesaid case be sent by the Family Court, Hisar, to the District and Sessions Judge, Rewari.

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

03.07.2025

Himanshu

**(ARCHANA PURI)
JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : Yes/No