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2025:PHHC:030874



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

Sr. No.102

TA-652-2023

Date of Decision: 05.03.2025

SUDHA

....Applicant

Versus

VANEET ARORA

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Atul Goyal, Advocate
for the applicant.

Respondent proceeded against *ex parte*
vide order dated 10.12.2024.

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 i.e. HMA/21/2023, titled '*Vaneet Arora Vs. Sudha*', filed by the respondent-husband, pending in the Family Court, Bholath, District Kapurthala and she seeks transfer of the same to the Court of competent jurisdiction at Ludhiana.

In pursuance of the notice issued, respondent did not make appearance and as such, was proceeded against *ex parte*.

Learned counsel for the applicant heard.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 31.10.2020. One daughter born from the said wedlock, who is about 3 years old, is in the care and custody of the applicant. On account of the matrimonial discord, the parties are residing separate. The applicant is residing at her parental place, along



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with the minor daughter. Even, she has filed the petition under Section 13 of the Hindu Marriage Act, which is pending in the Courts at Ludhiana. Also, it is submitted that the applicant is not having any source of earning and thus, it is difficult for her to commute a distance of about 90 kilometres, to defend the petition under Section 9 of the Hindu Marriage Act.

In view of the aforesaid fact situation and also considering the position of law about preference to be given to the convenience of the wife in the transfer applications relating to the matrimonial dispute, more particularly, considering the fact about the respondent having not come forward to contest the application, the transfer application is allowed and the petition under Section 9 of the Hindu Marriage Act i.e. HMA/21/2023, titled '*Vaneet Arora Vs. Sudha*', filed by the respondent-husband, stands transferred from the Family Court (Camp Court) Bholath, District Kapurthala, to the Court of competent jurisdiction at Ludhiana. The requisite record of the aforesaid case be sent by the Family Court (Camp Court) Bholath, to the District and Sessions Judge, Ludhiana.

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

05.03.2025
Himanshu

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No