



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

Sr. No.206

TA-690-2025

Date of Decision: 09.12.2025

NISHU

....Applicant

Versus

PARDEEP KUMAR

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Amandeep Hooda, Advocate
for the applicant.

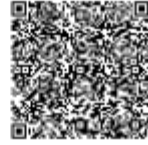
Respondent proceeded against *ex parte*
vide order dated 24.09.2025.

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/856/2024, titled '*Pardeep Kumar Vs. Nishu*', filed by the respondent-husband, pending in the Family Court, Jind and she seeks transfer of the same to the Court of competent jurisdiction at Rohtak.

Upon notice issued, the respondent did not make appearance, despite service and as such, was proceeded against *ex parte*.

Counsel for the applicant heard.



At the very outset, it is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 02.05.2022. However, on account of the matrimonial dispute, the parties are residing separate. One son born from this marriage, who is about 2½ years old, is in the care and custody of the applicant. The applicant is not having any source of earning and as such, is dependent upon her parental family. Even, she has filed the petition under Section 125 Cr.P.C., which is pending in the Courts at Rohtak and the respondent is pursuing the said petition. Besides the same, the applicant has also filed the petition under Section 13 of the Hindu Marriage Act, which is also pending in the Courts at Rohtak, at appearance stage. The distance between the two places is stated to be about 70 kms.

Considering the submissions aforesaid, more particularly, taking into consideration the fact of the applicant taking care of the minor son, while herself not having any source of earning, the fact of other two litigations, arising from the matrimonial dispute, already pending in the Courts at Rohtak and above it, considering the fact about the respondent having not come forward to resist the application, the transfer application is allowed and the petition under Section 9 of the Hindu Marriage Act i.e. HMA/856/2024, titled '*Pardeep Kumar Vs. Nishu*', filed by the respondent-husband, stands transferred from the Family Court, Jind, to the Court of competent jurisdiction at Rohtak. The requisite record of the aforesaid case be sent by the Family Court, Jind, to the District and Sessions Judge, Rohtak.



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

09.12.2025
Himanshu Vats

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No