



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

Sr. No.117

TA-935-2024

Date of Decision: 12.03.2025

PRIYANKA

....Applicant

Versus

KEWAL KISHOR

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Ms. Monika Jangra, Advocate
for the applicant.

Respondent proceeded against *ex parte*
vide order dated 14.01.2025.

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. DMC/721/2023, titled '*Kewal Kishor Vs. Priyanka*', 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 Jind.

In pursuance of the notice issued, respondent did not make appearance, despite service. As such, he was proceeded against *ex parte*.

Learned 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, was performed on 17.02.2016. One daughter born from the said wedlock, who is about 7 years old, is in the care and custody of the applicant. The applicant is not having any source of earning and is totally dependent upon her parental family.

Even, she has filed the petition under Section 125 Cr.P.C., which is pending



TA-935-2024

in the Family Court, Jind and the respondent is making appearance in the same.

On query by this Court, it is submitted by the counsel for the applicant that the distance between Hisar and Jind is about 90 kilometres on one side.

In view of the submissions aforesaid, more particularly, considering the applicant to be having no source of earning and also taking care of the minor daughter and also 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. DMC/721/2023, titled '*Kewal Kishor Vs. Priyanka*', filed by the respondent-husband, stands transferred from the Family Court, Hisar, to the Court of competent jurisdiction at Jind. The requisite record of the aforesaid case be sent by the Family Court, Hisar, to the District and Sessions Judge, Jind.

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

12.03.2025
Himanshu

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No