



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

219

TA-971-2025 (O&M)

Date of Decision: November 13, 2025

Sonia

...Applicant

Versus

Pawan

...Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr.Naren Pratap Singh, Advocate
for the applicant.

None for the respondent.

ARCHANA PURI, J.

As observed, on the last date of hearing, none had appeared on behalf of the respondent. Even today, none has made appearance on behalf of the respondent. As such, the respondent is proceeded against *ex parte*.

Counsel for the applicant heard.

The applicant-wife has filed the present application for seeking transfer of the petition under Section 9 of the Hindu Marriage Act, filed by respondent-husband bearing No.HMA-247-2024, titled 'Pawan vs. Sonia', which is pending in the Family Court, Jind and she seeks transfer of the same to the Court of competent jurisdiction at Rohtak.

It is submitted by learned counsel for the applicant that marriage between the parties to the lis, had taken place on 08.11.2019 and two daughters born from the said wedlock, are in the care and custody of the applicant. However, on account of matrimonial dispute, the parties are

residing separate. The applicant is not having any source of earning and she, together with her minor daughters, is dependent upon her parental family. She has also filed petition under Section 144 BNSS as well as petition under Section 13 of the Hindu Marriage Act, which are pending in the Courts at Rohtak and the respondent is making appearance in both the said cases. In the given circumstances, it is submitted that it is difficult for the applicant to commute a distance of 63 kms. to defend the petition under Section 9 of the Hindu Marriage Act, while taking care of two minor daughters.

Considering the aforesaid constrained circumstances, more particularly, considering the applicant to be taking care of two minor daughters and above it, the respondent not having come forward to resist the present application, the transfer application, as such, is hereby allowed and the petition under Section 9 of the Hindu Marriage Act, filed by respondent-husband bearing No.HMA-247-2024, titled 'Pawan vs. Sonia', 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.

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.

November 13, 2025

Vgulati

Whether speaking/reasoned
Whether reportable

(ARCHANA PURI)

JUDGE

Yes

Yes/No