



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

TA-958-2025 (O&M)
Date of Decision: December 01, 2025

Rishu Sehgal
...Applicant

Versus

Ajay Kumar Sehgal
...Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr.Parunjeet Singh, Advocate
for the applicant.

None for the respondent.

ARCHANA PURI, J.

As observed in the previous order, despite service, the respondent did not make appearance on that day. Even today, none has appeared on behalf of the respondent. As such, the respondent is proceeded against ex-parte.

Counsel for the applicant heard.

Applicant-wife has filed the present application for seeking transfer of the petition under Section 13 of the Hindu Marriage Act, filed by respondent-husband, bearing No.HMA-426-2024, titled ‘Ajay Kumar Sehgal vs. Rishu Sehgal alias Rishu’, pending in the Family Court Moga, and she seeks transfer of the same to the Court of competent jurisdiction at Ludhiana.

It is submitted that marriage between the parties to the lis, had

taken place on 10.10.2018 and on 17.08.2019, son was born from the estranged marriage and he is in the care and custody of the applicant. On account of matrimonial dispute, the parties are residing separate. The applicant has no source of earning and is dependent upon her parental family. The applicant has filed petition under Section 12 of the Protection of Women from Domestic Violence Act and the same is at appearance stage. Besides the same, she has got lodged FIR No.0046 dated 01.07.2025 under Sections 316(2) and 85 of the BNSS, which is under investigation.

Considering the constrained circumstances, as spelt out aforesaid and more particularly, considering the child to be in the care and custody of the applicant and above it, respondent not having come forward to resist the application, the transfer application, as such, is hereby allowed and the petition under Section 13 of the Hindu Marriage Act, filed by respondent-husband, bearing No.HMA-426-2024, titled 'Ajay Kumar Sehgal vs. Rishu Sehgal alias Rishu', stands transferred from the Family Court, Moga, to the Court of competent jurisdiction at Ludhiana. The requisite record of the aforesaid case be sent by the Family Court, Moga, 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.

December 01, 2025

Vgulati

Whether speaking/reasoned

Whether reportable

(ARCHANA PURI)

JUDGE

Yes

Yes/No