



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

Sr. No.213**TA-960-2025****Date of Decision: 11.11.2025****KAMALPREET KAUR****....Applicant****Versus****GURBHINDER SINGH****.....Respondent****CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI**

Present:- Mr. Hitesh Ghai, Advocate
for the applicant.

None for the respondent.

ARCHANA PURI, J. (Oral)

As per the observations made in the order dated 25.09.2025, despite service, the respondent did not make appearance on that date. Even today, he has not made appearance. As such, the respondent is proceeded against *ex parte*.

Counsel for the applicant.

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/84/2025, titled '*Gurbhinder Singh v/s Kamalpreet Kaur*', filed by the respondent-husband, pending in the Family Court, Kharar, District SAS Nagar, and she seeks transfer of the same to Family Court (Camp Court), Khanna, District Ludhiana.

At the very outset, it is submitted by the counsel for the applicant that the marriage between the parties, had taken place on 29.10.2023. One son born from the said wedlock, who is about 10-11 months old, is in the care and custody of the applicant. However, on account



of the matrimonial dispute, the parties are residing separate. The applicant is not having any source of earning. She has filed petition under Section 144 of Bharatiya Nagarik Surkasha Sanhita, for seeking maintenance for herself as well as minor son, which is pending in the courts at Khanna and the respondent is making appearance in the same. The distance between the two places is stated to be about 55 kms.

Considering the aforesaid mitigating circumstances, more particularly, considering the fact of the applicant taking care of the toddler, who herself is not having any source of earning as well as the respondent has not come forward to resist the transfer application and the other litigation arising from the matrimonial dispute, already pending in the courts at Khanna, which are pursued by the respondent, the transfer application is allowed and the petition under Section 9 of the Hindu Marriage Act i.e. HMA/84/2025, titled '*Gurbhinder Singh v/s Kamalpreet Kaur*', filed by the respondent-husband, stands transferred from the Family Court, Kharar, District SAS Nagar, to Family Court (Camp Court), Khanna, District Ludhiana. The requisite record of the aforesaid case be sent by the Family Court, Kharar, to the District and Sessions Judge, Ludhiana.

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

11.11.2025
Sonu Saini

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No