



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

Sr. No.436

TA-1156-2024

Date of Decision: 24.03.2025

RANA SAKSHI VIJAY

....Applicant

Versus

PUNEET KUMAR

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Akhil Dadwal, Advocate
for the applicant.

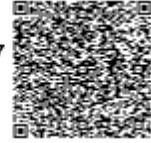
None for the respondent.

ARCHANA PURI, J. (Oral)

As per the observations made in the order dated 18.12.2024, despite service, the respondent did not make appearance on that date. Even today, none has made appearance on his behalf. As such, the respondent is proceeded against *ex parte*.

The 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 i.e. HMA/108/2024, titled '*Puneet Kumar Vs. Shakshi Rana*', filed by the respondent-husband, pending in the Family Court, Jalandhar and she seeks transfer of the same to the Court of competent jurisdiction at Mukerian,



District Hoshiarpur.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 21.09.2018. One daughter born from the said wedlock, who is about 4 years old, and she is in the care and custody of the applicant. On account of the matrimonial discord, the parties are residing separate. Also, it is submitted that the applicant was earlier working as IELTS Instructor, but she had discontinued her job, on account of the disturbed matrimonial life. At present, she is totally dependent upon her parental family. Even, she has filed the petition under Section 144 of the Bharatiya Nagarik Suraksha Sanhita, 2023 i.e. MNT-125/86/2024, which is pending in the Courts at Mukerian. Also, she has got lodged an FIR bearing No.62 dated 12.08.2024, under Sections 406 and 498-A IPC, at Police Station Talwara, which is pending investigation.

In view of the submissions aforesaid, considering the position of law about preference to be given to the convenience of the wife in the transfer applications relating to the matrimonial dispute, more particularly, when the respondent has not come forward to resist the application, considering the fact about the applicant having no source of earning and taking care of the minor child and also considering the fact about two cases filed by the applicant, to be already pending in the Courts at Mukerian, the transfer application is allowed and the petition under Section 9 of the Hindu Marriage Act i.e. HMA/108/2024, titled '*Puneet Kumar Vs. Shakshi Rana*', filed by the respondent-husband, stands transferred from the Family Court, Jalandhar, to the Court of competent jurisdiction at Mukerian, District Hoshiarpur. The requisite record of the aforesaid case be sent by the Family Court, Jalandhar, to the District and Sessions Judge, Hoshiarpur.



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

24.03.2025
Himanshu

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No