



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

Sr. No.213**TA-1129-2025****Date of Decision: 18.11.2025****CHANCHAL GANDHI****....Applicant****Versus****NITESH PAHUJA****.....Respondent****CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI**

Present:- Mr. Sanju Wadhwa, Advocate
for the applicant.

None for the respondent.

ARCHANA PURI, J. (Oral)

As per the observations made in the order dated 10.11.2025, 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 heard.

The applicant-wife has filed the present application for seeking transfer of the petition under Section 13 of the Hindu Marriage Act i.e. HMA/246/2025, titled '*Nitish Pahuja Vs. Chanchal Gandhi*', filed by the respondent-husband, pending in the Family Court, Sangrur and she seeks



transfer of the same to the Court of competent jurisdiction at Abohar, District Fazilka.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 30.08.2021, but no child was born from the said wedlock. However, on account of the matrimonial dispute, the parties are residing separate. The applicant is not having any source of earning and as such, is dependent upon her parental family. Even, she has filed the petition under Section 144 of the Bharatiya Nagarik Suraksha Sanhita, 2023 i.e. MNT-125/90/2025 and the petition under the Protection of Women from Domestic Violence Act i.e. COMA/106/2025, which are pending in the Courts at Abohar and the respondent is making appearance in both the said cases. The distance between the two places is stated to be about 170 kms.

Considering the aforesaid constrained circumstances, as submitted, more particularly, the distance between the two places and also considering the fact about two cases arising from the matrimonial dispute, already pending in the Courts at Abohar, as well as taking into consideration the fact about the respondent having not come forward to resist the application, the transfer application is allowed and the petition under Section 13 of the Hindu Marriage Act i.e. HMA/246/2025, titled '*Nitish Pahuja Vs. Chanchal Gandhi*', filed by the respondent-husband, stands transferred from the Family Court, Sangrur, to the Court of competent jurisdiction at Abohar, District Fazilka. The requisite record of the aforesaid case be sent by the Family Court, Sangrur, to the District and Sessions Judge, Fazilka.



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

18.11.2025
Himanshu Vats

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No