

TA-1249-2025

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2026:PHHC:029124



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

Sr. No.116

TA-1249-2025

Date of Decision: 24.02.2026

JASWINDER KAUR MALHI

....Applicant

Versus

SANDEEP SUNNY MALHI

....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. R.S. Dadwal, Advocate
for the applicant.

None for the respondent.

ARCHANA PURI, J. (Oral)

As per the observations made in the order dated 11.02.2026, 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/312/2025, titled '*Sandeep Sunny Malhi Vs. Jaswinder Kaur Malhi*', filed by the respondent-husband, pending in the Family Court, Faridkot and



she seeks transfer of the same to the Court of competent jurisdiction at Jagraon, District Ludhiana.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 01.12.2010. From the said wedlock, two sons were born, who are in the age group of 7-13 years and they are in the care and custody of the applicant. They are studying in 1st and 7th class, in the Sacred Heart Convent School, Aligarh, Jagraon, District Ludhiana. Also, it is submitted that even though, the applicant was earlier working as 'Nurse' in DMC Hospital and Fortis Hospital, but however, on account of the constrained circumstances faced by the applicant, she had to leave the job. Now, she is not having any source of earning. Also, she has filed the petition under Section 144 of the Bharatiya Nagarik Suraksha Sanhita, 2023, which is pending in the Courts at Jagraon. The distance between the two places is stated to be 91 kms.

In view of the aforesaid fact situation, more particularly, taking into consideration the fact of two growing sons, who are school-going, to be in the care and custody of the applicant, who herself has no source of earning; fact of another litigation, arising from the broken marriage, already pending in the Courts at Jagraon and above it, considering 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/312/2025, titled '*Sandeep Sunny Malhi Vs. Jaswinder Kaur Malhi*', filed by the respondent-husband, stands transferred from the Family Court, Faridkot, to the Court of competent jurisdiction at



Jagraon, District Ludhiana. The requisite record of the aforesaid case be sent by the Family Court, Faridkot, to the District and Sessions Judge, Ludhiana.

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

24.02.2026
Himanshu Vats

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No