



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

Sr. No.238

TA-1473-2025

Date of Decision: 25.03.2026

DOLLY

....Applicant

Versus

AMIT KUMAR

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Vaibhav Sharma, Advocate
for the applicant.

None for the respondent.

ARCHANA PURI, J. (Oral)

As per the observations made in the order dated 19.03.2026, 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/777/2025, titled '*Amit Kumar Vs. Dolly*', filed by the respondent-



husband, pending in the Family Court, Yamuna Nagar at Jagadhri and she seeks transfer of the same to the Court of competent jurisdiction at Patiala.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 17.02.2016, but no child was born from the said wedlock. 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, as well as the petition under Section 9 of the Hindu Marriage Act,, which are pending in the Family Court, Patiala and in both the said cases, the respondent had not made appearance, despite service and as such, has been proceeded against *ex parte*. The distance between the two places is stated to be about 120 kms.

In view of the submissions aforesaid, more particularly, taking into consideration the fact of the respondent, not having pursued two other cases, already pending at Patiala and above it, considering about him having not come forward to resist the present application also, the transfer application is allowed and the petition under Section 13 of the Hindu Marriage Act i.e. HMA/777/2025, titled '*Amit Kumar Vs. Dolly*', filed by the respondent-husband, stands transferred from the Family Court, Yamuna Nagar at Jagadhri, to the Court of competent jurisdiction at Patiala. The requisite record of the aforesaid case be sent by the Family Court, Yamuna Nagar, to the District and Sessions Judge, Patiala.

TA-1473-2025

3

2026:PHHC:047275



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

25.03.2026
Himanshu Vats

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No