



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

112

TA-1578-2025 (O&M)

Date of Decision: April 23, 2026

Monika

...Applicant

Versus

Sanjay

...Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr.Akash Mehra and Mr.Manish Bhorla, Advocates
for the applicant.

None for the respondent.

ARCHANA PURI, J.

As evident from the order dated 09.02.2026, none had made appearance on behalf of the respondent, despite service. Thereafter, on subsequent dates and even today, none has made appearance on behalf of respondent. As such, 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-381-2025, titled '*Sanjay Vs. Monika*', filed by the respondent-husband, pending in the Family Court, Sirsa and she seeks transfer of the same to the Court of competent jurisdiction at Fatehabad.

At the very outset, it is submitted by counsel for the applicant that marriage between the parties to the lis had taken place on 31.03.2018,



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but no child was born from the said wedlock. Unfortunately, on account of matrimonial dispute, the parties are residing separate. The applicant is not having any source of earning and is dependent upon her parental family. She has filed the maintenance petition as well as petition under Protection of Women from Domestic Violence Act, which are pending in the Courts at Fatehabad and the respondent is pursuing both the said petitions. The distance between the two places is stated to be 90 kms.

Considering the aforesaid submissions, more particularly, about the applicant not having source of earning and also the fact of other two litigation arising from the estranged marriage, to be already pending in the Courts at Fatehabad, which are pursued by the respondent and above it, considering the fact of respondent, not having come forward to resist the application, as such, the transfer application, as such, is hereby accepted and the petition under Section 13 of the Hindu Marriage Act i.e. HMA-381-2025, titled '*Sanjay Vs. Monika*', filed by the respondent-husband, stands transferred from the Family Court, Sirsa, to the Court of competent jurisdiction at Fatehabad. The requisite record of the aforesaid case be sent by the Family Court, Sirsa, to the District and Sessions Judge, Fatehabad.

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

April 23, 2026
Vgulati

Whether speaking/reasoned
Whether reportable

(ARCHANA PURI)
JUDGE
Yes
Yes/No