

**126 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH****CR-5854-2025****Date of Decision: August 28, 2025****Sharanjit Kaur****...Petitioner****Versus****Surjit Singh Dhaliwal****...Respondent****CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA****Present:-** Mr. N.S. Dandiwal, Advocate for the petitioner.**DEEPAK GUPTA, J.(Oral)**

By way of this petition filed under Article 227 of the Constitution of India, petitioner seeks direction to the District and Sessions Judge, Moga to consider and decide transfer application (Annexure P-4), whereby petitioner prays for transfer of her petition bearing HMA No.109 of 2024 from the Court of Principal Judge, Family Camp Court, Nihal Singh Wala to Family Court at Bagha Purana.

2. Learned counsel for the petitioner submits that petition under Section 13 of the Hindu Marriage Act, has been filed by the petitioner (wife) seeking a decree of divorce against her husband – Surjit Singh Dhaliwal (respondent herein), which is pending before the Family Camp Court, Nihal Singh Wala. However, the attorney of the respondent, through whom the respondent has been impleaded, is threatening the petitioner, due to which she sought transfer of the petition to Family Camp Court at Bagha Purana, where petitioner resides and that both these Camp Courts fall in District Moga. Learned counsel submits further that petitioner moved an application (Annexure P-4) before learned District and Sessions Judge, Moga, but the same was not entertained on the ground that the same Presiding Officer is to hold both the Family Camp Courts, i.e. Nihal Singh Wala and Bagha Purana.

3. Without issuing notice to the opposite party, lest it may delay the disposal of matter, the present petition is hereby disposed of with a direction to learned District and Sessions Judge, Moga to entertain the application of transfer to be moved by the petitioner within next one week positively and decide the same sympathetically, in accordance with law by keeping in view the contentions being raised by the petitioner.

Since this order has been passed without issuing notice to respondent-husband, in order to avoid the delay, therefore, he will be at liberty to approach this Court, in case, he feels aggrieved by this order.

August 28, 2025

sarita

**(DEEPAK GUPTA)
JUDGE**

Whether reasoned/speaking:
Whether reportable:

Yes/No
Yes/No