



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

**Sr. No.112+203**

**TA-1185-2024**

**Date of Decision: 04.09.2025**

**SONALI MATTU**

**....Applicant**

**Versus**

**PARMATMA KUMAR**

**.....Respondent**

**CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI**

Present:- Ms. Shikha Khullar, Advocate  
for the applicant.

Mr. Prateek Pandit, Advocate  
for the respondent.

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**ARCHANA PURI, J. (Oral)**

**CM-17667-CII-2025**

This is an application for placing on record written reply to the transfer application on behest of the respondent. Keeping in view the averments mentioned in the application, the same is hereby allowed.

**Main case**

The applicant-wife has filed the present application for seeking transfer of the petition under Section 13 of the Hindu Marriage Act, 1955 i.e. case bearing No.HMA/250/2024 titled '*Parmatma Kumar Vs. Sonali Mattu*', filed by respondent-husband, pending in the Courts at Principal Judge, Family Court, Kapurthala, and she seeks transfer of the same to the Court of competent jurisdiction at Nabha, District Patiala.

In pursuance of notice issued, respondent made appearance through counsel and filed reply.



Counsel for the parties heard.

At the very outset, it is submitted by the counsel for the applicant that the marriage between the parties, had taken place on 12.12.2018, and one son born from the said wedlock, who is about 05-years old, is in the care and custody of the applicant. However, on account of matrimonial dispute, the parties are residing separate. Furthermore, the applicant is having no source of income and she is dependent on her parental family. Also, it is submitted that the distance between the two places is approximately 187 kms.

Furthermore, the other four litigations i.e. petition under Section 12 of Guardian and Wards Act, maintenance petition under Section 125 Cr.P.C. as well as DV Act are pending in the Courts at Nabha and the respondent is making appearance in the same. Besides, the respondent is also facing trial in FIR No.277 dated 31.12.2021 under Sections 498-A, 406, 323, 506, 120-B of the IPC in the Courts at Nabha.

On the other hand, the counsel for the respondent submits that the father of the respondent has already died and he is also taking care of his mother.

In view of the rival submissions aforesaid, the mitigating circumstances, which exist in favour of the applicant are that the only son born from the said wedlock is in her care and custody of the applicant and she is not having any source of earning. Also, four other litigations, as detailed in paragraph 4(e) of application, are already pending in the Courts at Nabha and the respondent is pursuing the same. The respondent is also facing trial in the criminal case as accused.



Considering the aforesaid circumstances and more particularly, about the child being taken care by the applicant, as such, the application for seeking transfer of the petition under Section 13 of the Hindu Marriage Act, 1955 i.e. case bearing No.HMA/250/2024 titled '*Parmatma Kumar Vs. Sonali Mattu*', filed by the respondent-husband, stands transferred from the Courts at Kapurthala, to the Court of competent jurisdiction at District Nabha, District Patiala. The requisite record of the aforesaid case be sent by the Court concerned, to the District and Sessions Judge, Patiala.

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

**04.09.2025**  
parul verma

**(ARCHANA PURI)**  
**JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : Yes/No