



TA-217-2024

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

Sr. No.236

**TA-217-2024
Date of Decision: 11.09.2025**

SUKHWINDER KAUR

....Applicant

Versus

GURSANGAT SINGH

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Manik Makkar, Advocate
for the applicant.

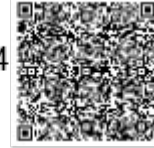
None for the respondent.

ARCHANA PURI, J. (Oral)

As per office noting, service of the respondent has been duly effected. However, none has made appearance on his behalf. 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 9 of the Hindu Marriage Act i.e. HMA/8/2024, titled '*Gursangat Singh Vs. Sukhwinder Kaur*', filed by the respondent-husband, pending in the Family Court (Camp Court) Payal, District Ludhiana and she seeks transfer of the same to the Court of

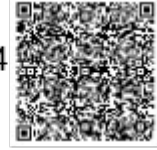


TA-217-2024

competent jurisdiction at Rajpura, District Patiala.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 12.12.2014. Two children were born from the said wedlock, one son and one daughter, who are in the care and custody of the applicant. 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. She has filed the divorce petition, which is pending in the Courts at Rajpura and till date, the respondent has not made appearance in the same, despite service. However, no further observation has been made by the concerned Court, relating to the same. In the given circumstances, it is submitted that it is difficult for the applicant, to commute a distance of about 70 kilometres, to defend the petition under Section 9 of the Hindu Marriage Act.

In view of the aforesaid mitigating circumstances, more particularly, considering the applicant to be having the custody of two children, while herself having no source of earning and also taking into consideration the fact about the respondent having not come forward to resist the application, the transfer application is allowed and the petition under Section 9 of the Hindu Marriage Act i.e. HMA/8/2024, titled '*Gursangat Singh Vs. Sukhwinder Kaur*', filed by the respondent-husband, stands transferred from the Family Court (Camp Court) Payal, District Ludhiana, to the Court of competent jurisdiction at Rajpura, District Patiala. The requisite record of the aforesaid case be sent by the Family Court (Camp Court) Payal, to the District and Sessions Judge, Patiala.



TA-217-2024

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

11.09.2025
Himanshu

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No