



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

Sr. No.233

**TA-420-2024
Date of Decision: 07.08.2025**

RUPINDER KAUR

...Applicant

Versus

GURPREET SINGH

....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Ribhav Singla, Advocate
for the applicant.

Respondent *ex parte* vide order dated 01.08.2025.

ARCHANA PURI, J. (Oral)

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/104/2023, titled '*Gurpreet Singh v/s Rupinder Kaur*', filed by the respondent-husband, pending in the Family Court (Camp Court) Budhlada, District Mansa and she seeks transfer of the same to the Court of competent jurisdiction at Samana, District Patiala.

Upon notice, the respondent did not made appearance and was proceeded against *ex parte*.

At the very outset, it is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 29.04.2013, and two daughter born from the said wedlock, who are in the age group of 4-6 years, are in the care and custody of the applicant. On account of the matrimonial dispute, the parties are residing separate. The applicant had filed petition under Section 125 Cr.P.C., which has since been



decided by the courts at Samana. Besides the same, civil suit No. 49 of 2022, was filed by the applicant and despite service, the respondent did not make appearance and was proceeded against *ex parte*. The applicant is not having any source of income. As such, it is submitted that it is difficult for the applicant to commute a distance of about 90 – 100 kms, to defend the petition under Section 9 of Hindu Marriage Act.

Considering the mitigating circumstances aforesaid, more particularly, taking into consideration the fact of the respondent having not come forward to resist the transfer application, the same is allowed and the petition under Section 9 of the Hindu Marriage Act i.e. HMA/104/2023, titled '*Gurpreet Singh v/s Rupinder Kaur*' filed by the respondent-husband, stands transferred from the Family Court (Camp Court) Budhlada, District Mansa to the Court of competent jurisdiction at Family Court, Samana, District Patiala. The requisite record of the aforesaid case be sent by the Family Court (Camp Court) Budhlada, District Mansa to the District and Sessions Judge, Patiala.

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

07.08.2025

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**(ARCHANA PURI)
JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : Yes/No