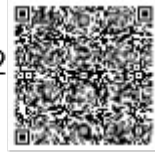


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2025:PHHC:073082



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

Sr. No.104

TA-873-2024

Date of Decision: 28.05.2025

RAJNI

....Applicant

Versus

GURNAM SINGH

....Respondent

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Shivam Joshi and Mr. Binat Sharma, Advocates
for the applicant.

Respondent proceeded against *ex parte*
vide order dated 15.05.2025.

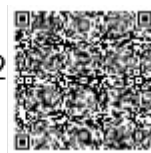
ARCHANA PURI, J. (Oral)

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/142/2024, titled '*Gurnam Singh Vs. Rajni*', filed by the respondent-husband, pending in the Family Court, Gurdaspur and she seeks transfer of the same to the Court of competent jurisdiction at Hoshiarpur.

Upon notice, the respondent did not make appearance, despite service and as such, was proceeded against *ex parte*.

The counsel for the applicant heard.

It is submitted by the counsel for the applicant that the marriage between the parties to the lis, had taken place on 09.12.2022. One daughter born from the said wedlock, who is about 1½ years old, is in the care and custody of the applicant. On account of the matrimonial dispute, the parties are residing separate. The distance between the two places is stated to be



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about 80 kilometres. Since the applicant is residing in village Kotla, at Chintpurni Road, Hoshiarpur, there is lack of transportation, which also makes it all the more inconvenient for her, to pursue the litigation thrust upon her.

On query by the Court, it is submitted by the counsel for the applicant that the applicant is not working and as such, has no source of earning.

Considering the mitigating circumstances, as stated aforesaid and also taking into consideration the fact about the respondent having not come forward to resist the application, more particularly, considering the fact of the applicant, taking care of the minor child, the transfer application is allowed and the petition under Section 9 of the Hindu Marriage Act i.e. HMA/142/2024, titled '*Gurnam Singh Vs. Rajni*', filed by the respondent-husband, stands transferred from the Family Court, Gurdaspur, to the Court of competent jurisdiction at Hoshiarpur. The requisite record of the aforesaid case be sent by the Family Court, Gurdaspur, to the District and Sessions Judge, Hoshiarpur.

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

28.05.2025

Himanshu

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : Yes/No