

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

T.A.No.157 of 2014
Date of Decision.30.03.2015

Bindiya

.....Petitioner

Versus

Sanjeev Verma

.....Respondent

Present: Mr. G.S. Sandhu, Advocate
for the petitioner.

Mr. Sandeep Chopra, Advocate
for the respondent.

CORAM:HON'BLE MR. JUSTICE K. KANNAN

1. Whether Reporters of local papers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the Digest?

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K. KANNAN J. (ORAL)

1. The petition for transfer is sought by the wife from the Court at Mohali to the Court at Ludhiana on a plea that she has no one to support except her brother who is working in Chandigarh and it will be very difficult for her to conduct the cases at Mohali. The petitioner would state that she has herself filed application for maintenance before the Court at Ludhiana and she has also given a complaint for cruelty and a case is pending under Domestic Violence Act before the Court at Ludhiana. The husband's contention is that both these complaints for maintenance and complaint of domestic violence have been made by the wife after the matrimonial proceedings initiated by the husband in Court at Mohali. I do not think that there is any case made for a transfer and considering that the distance is not too far and Ludhiana is well

connected from Mohali, she ought to have no difficulty in going to Mohali for contesting the case. The petitioner will, however, be paid ₹ 500/- as transportation expenses for every effective hearing when she shows up for hearing and the Court will ensure that it does not take up trial or call the petitioner to file a reply without the husband complying with the direction for defraying the transportation expenses for herself and for escort who may go along with her. This will be independent of any maintenance which the wife is at liberty to secure on an application under Section 24 of the Hindu Marriage Act or in the proceedings under Section 125 Cr.P.C which is said to be pending before the Court at Ludhiana.

2. With these observations, the transfer petition is disposed of.

(K. KANNAN)
JUDGE

March 30, 2015
Pankaj*