

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

TA No.458 of 2014

Date of decision: May 26, 2015.

Sawaranjit Kaur

... **Petitioner**

v.

Sarwan Singh

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE DR. BHARAT BHUSHAN PARSOON**

Present: Shri Satnam Singh, Advocate, for the petitioner.
Shri Ramesh Sharma, Advocate for the respondent.

Dr. Bharat Bhushan Parsoon, J. (Oral):

Mediation proceedings have yielded no results.

Counsel for the petitioner seeks transfer of the petition under Section 13 of the Hindu Marriage Act, 1955 (in short the Act) filed by the respondent-husband for dissolution of marriage by a decree of divorce from Fazilka to Fatehabad.

It is also urged that the respondent-husband is also facing proceedings in a criminal case in FIR No.195 dated 21.7.2011 inter-alia under Section 498-A IPC at Fatehabad. Besides this, it is very difficult for her to travel 250 kilometers from Fatehabad to Fazilka on each and every date of hearing along with her minor child.

Counsel for the respondent has strongly resisted the prayer of the petitioner. Counsel for the respondent has further stated that the respondent has every apprehension of false implication in a criminal case at

Fatehabad at the instance of the petitioner and her kin. He has also disputed the distance being 250 kilometers between Fazilka and Fatehabad as claimed by the petitioner.

In view of the submissions made by Counsel for the parties as also the circumstances explained by them and there being no substance in the apprehension expressed by the respondent, the request is allowed.

Sequelly, the petition under Section 13 of the Hindu Marriage Act, 1955 pending at Fazilka is transferred to District Judge, Fatehabad who may assign the same to any court of competent jurisdiction. Both the concerned District Judges to comply.

Parties to appear before the transferee court on 7.7.2015.

The petition stands allowed.

Copy dasti on usual charges.

May 26, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge