

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

Transfer Application No.152 of 2016
Date of decision: December 17, 2016

Kamaljeet Kaur ...Applicant

Versus

Balwant Singh ...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Ms. Kiran Bala Jain, Advocate for the petitioner.
Mr. Parminder Singh, Advocate for the respondent.

Rajan Gupta, J.

Petitioner, who is wife of respondent, seeks transfer of proceedings under section 9 of the Hindu Marriage Act pending at Kharar to Ambala. It is urged that petitioner is living at Ambala. Two cases, one under section 12 of the Protection of Women from Domestic Violence Act, 2005 and other under Section 125 Cr.P.C. filed by the petitioner are already pending at Ambala. It would, thus, be difficult for her to defend the proceedings at Kharar.

Prayer has been opposed by learned counsel for the respondent-husband. According to him, respondent would be unnecessarily harassed by travelling to Ambala.

Keeping in view the fact that petitioner is a woman and two cases are already pending at Ambala, in the interest of justice, it shall be appropriate if proceedings are transferred to a place where petitioner is

residing. So, it is directed that proceedings of petition under section 9 of the Act pending at Kharar, be transferred to competent court at Ambala.

Allowed in the above terms.

(RAJAN GUPTA)
JUDGE

December 17, 2016
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No