

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

Transfer Application No.205-2016 (O&M)
Date of decision: October 27, 2016

Leena ...Petitioner

Versus

Gaurav Malhotra ...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Vaneet Kumar Sharma, Advocate for the petitioner.
Mr. S.S. Behl, Advocate for the respondent.

Rajan Gupta, J.

Petitioner, who is wife of respondent, seeks transfer of proceedings under section 13 (1) (i-a) of the Hindu Marriage Act pending at Ludhiana to Chandigarh. It is urged that petitioner is permanently residing at Chandigarh and she is unemployed and has no source of income. It would be difficult for her to defend the proceedings at Ludhiana as she has threat perception there. She also has a minor daughter to look after and both of them are totally dependent upon her parents. Moreover, proceedings under Protection of Women from Domestic Violence Act and Section 125 Cr.P.C. are already pending at Chandigarh.

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

However, keeping in view the fact that petitioner is a woman and has a minor daughter, she may find it difficult to effectively defend

Allowed in the above terms.

October 27, 2016
'Rajpal'

Yes / No

Yes / No