

**In the High Court of Punjab and Haryana at Chandigarh**

**T.A. No. 3 of 2016**

**Date of Decision: January 07, 2016**

*Sandeep Kaur*

*... Applicant*

*Versus*

*Amrik Singh*

*... Respondent*

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH  
DHALIWAL**

Present: Mr. Sandeep Arora, Advocate,  
for the applicant.

**Paramjeet Singh Dhaliwal, J. (Oral)**

Instant application has been filed under Section 24 of the Code of Civil Procedure for transfer of matrimonial case No. HMA/738/2015 filed under Section 13 of the Hindu Marriage Act, titled as “Amrik Singh vs. Sandeep Kaur”, pending in the Court of learned Additional District Judge, Hoshiarpur to the Court of competent jurisdiction at Jalandhar.

I have heard learned counsel for the applicant.

Learned counsel for the applicant contends that the petitioner has no source of income and it is difficult for her to attend the court at Hoshiarpur. Learned counsel further contends that petitioner is staying with her parents at Jalandhar.

Identical contentions were raised before the Hon'ble Supreme Court in the case of Anindita Das vs. Srijit Das, (2006) 9 Supreme Court Cases,197. In the case of Anindita Das (supra), Hon'ble Supreme Court has held as under:-

*“3. Even otherwise, it must be seen that at one stage this Court was showing leniency to ladies. But since then it has been found that a large number of transfer petitions are filed by women taking advantage of the leniency shown by this Court. On an average at least 10 to 15 transfer petitions are on board of each court on each admission day. It is, therefore, clear that leniency of this Court is being misused by the women.*

*5. Except for stating that her health is not good, no particulars are given. On the ground that she is not able to come to Delhi to attend the court on a particular date, she can always apply for exemption and her application will undoubtedly be considered on its merit. Hence, no ground for transfer has been made out.”*

In view of above, no ground for transfer the case has been made out.

Dismissed.

January 07, 2016  
vkd

[Paramjeet Singh Dhaliwal]  
Judge