

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

Transfer Application No.547-2015
Date of decision: December 17, 2016

Ruby Kumari ...Applicant

Versus

Sunder Swaroop ...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Harish Goyal, Advocate for the petitioner.
Ms. Paramjit Kaur Deol, Advocate for the respondent.

Rajan Gupta, J.

Petitioner, who is wife of respondent, seeks transfer of proceedings under section 13-A of the Hindu Marriage Act pending at Mohali to Amritsar. It is urged that father of the petitioner has expired and she is living at the mercy of her aunt (*Bua*). Moreover, distance from Amritsar to Mohali is about 300 kilometers and it would, thus, be difficult for her to defend the proceedings at Mohali.

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

Keeping in view the fact that petitioner is dependent upon her aunt (*Bua*) as well as distance between the two places, in the interest of justice, it shall be appropriate if proceedings are transferred to a place where petitioner is residing with her aunt. So, it is directed that proceedings of

petition under section 13-A of the Act pending at Mohali, be transferred to competent court at Amritsar.

Allowed in the above terms.

(RAJAN GUPTA)
JUDGE

December 17, 2016
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No