

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

TA No.749 of 2015

Date of decision: 14.03.2016

Sarbjot Kaur

... Applicant

Vs.

Jasprince Singh

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Ankur Bansal, Advocate
for the applicant.

None for the respondent.

RAMESHWAR SINGH MALIK, J. (ORAL)

Applicant seeks transfer of petition under Section 9 of the Hindu Marriage Act, 1955 ('the Act' for short) filed by the respondent-husband from Ludhiana to Jalandhar.

Notice of motion was issued.

Heard learned counsel for the applicant.

Keeping in view the totality of facts and circumstances of the case and particularly the undisputed fact that applicant-wife is residing with her mother along with her minor child at Jalandhar, it would be difficult for her to pursue the litigation imposed on her by the respondent-husband, while going to Ludhiana. Respondent-husband has not come forward to oppose the instant application. Convenience of the applicant-wife is one of the relevant factors for transfer of the petition like the present one.

In view of the above, instant application is allowed and the petition under Section 9 of the Act bearing Registration No.448 of 2015 dated 07.09.2015 filed by the respondent-husband titled as Jasprince Singh Vs. Sarbjot Kaur, pending in the Court at Ludhiana, is ordered to be transferred to Jalandhar. Accordingly, learned District Judge, Ludhiana is directed to send the complete record of the case to the learned District Judge, Jalandhar at an early date and in any case within a period of one month from the date of receipt of certified copy of this order. Learned District Judge, Jalandhar shall either decide the case himself or assign it to the learned Court of competent jurisdiction for its early decision, in accordance with law.

With the abovesaid observations made and directions issued, present application stands disposed of.

[RAMESHWAR SINGH MALIK]
JUDGE

14.03.2016
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