

In the High Court of Punjab and Haryana at Chandigarh

**TA No. 802 of 2015
Date of Decision: February 15, 2016**

Sushma Rani

... Applicant

Versus

Mukesh Kumar Kaushik

.. Respondent

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

Present: Mr. Om Pal Sharma, Advocate,
for the applicant.

Mr. Ullas Kapoor, Advocate,
for the respondent.

Paramjeet Singh Dhaliwal, J. (Oral)

Reply on behalf of the respondent filed in Court today is taken on record.

Instant application under Section 24 of the Code of Civil Procedure has been filed seeking transfer of divorce petition i.e. DMC Case No. 707 dated 28.09.2015 (Annexure P/2), filed by the respondent-husband titled “Mukesh Kumar Kaushik vs. Sushma Rani”, pending in the Court of learned District Judge, Family Court, Sonapat to the court of competent jurisdiction at Ludhiana.

Learned counsel for the applicant contends that the applicant has two minor daughters and she has no source of income and it is difficult for her to attend the Courts at Sonapat. Learned counsel further contends that application under the provisions of the Protection of Women from

Domestic Violence Act, 2005, was filed by the applicant in which interim maintenance has been granted by the learned Addl. Chief Judicial Magistrate, Ludhiana and the main application is pending for adjudication.

Per contra, learned counsel for the respondent has pointed out that applicant is a well educated lady and runs a boutique at Ludhiana. Learned counsel further pointed out that the children are residing with the respondent.

I have considered the contentions raised by learned counsel for the parties.

The applicant should have taken care of the minor girls. The respondent-husband is taking care of minor girls. It would be inconvenient for the respondent to attend the Courts at Ludhiana.

In view of above, no justified ground for transferring the case is made out.

Dismissed.

February 15, 2016
vkd

[Paramjeet Singh Dhaliwal]
Judge