

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

CRM-M No. 1940 of 2017(O&M)

Date of decision: 23.1.2017

Sarvdip Singh and others

....Petitioners

VERSUS

Pawandeep Kaur

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Ms. Natasha Munjal, Advocate for the petitioners.

REKHA MITTAL, J.(Oral)

The petitioner prays for transfer of complaint No. 400 dated 14.10.2016 filed under Sections 12, 18, 20, 21, 22 and 23 of the Protection of Women from Domestic Violence Act, 2005 (in short 'the Act') from the Court of Chief Judicial Magistrate- NRI, Jalandhar to the Court of Chief Judicial Magistrate, Ferozepur.

The sole submission made by counsel for the petitioners is that the present proceedings initiated at the instance of wife of Sarvdip Singh– petitioner No.1 are the result of retaliation to proceedings under Section 12 and 13 of the Hindu Marriage Act, 1955 initiated by the husband in October 2016. It is further submitted that on 17.12.2016 Harjit Singh, father/General Power of Attorney of Sarvdip Singh went to Jalandhar to attend the proceedings filed under the Act and he was threatened by father of the respondent and 4/5 persons to withdraw the proceedings for divorce failing which to face dire consequences. It is further argued that as there is imminent danger to life of the attorney at the behest of family members of the respondent and others, proceedings

pending before the Court at Jalandhar may be transferred either to Ferozepur or Moga as Moga is at a short distance from Jalandhar.

I have heard counsel for the petitioners, perused the paper-book but find no merit in the petition.

Indisputably, Sh. Harjit Singh has not lodged any complaint to the police or before the Court concerned with regard to any threat having been extended to him by father of the respondent. It appears that unfounded allegations have been raised just to seek transfer of proceedings from Jalandhar to a place close to the place of residence of the petitioners.

For the foregoing reasons, petition fails and is accordingly dismissed.

JANUARY 23, 2017

‘D. Gulati’

(REKHA MITTAL)

JUDGE

Whether speaking/reasoned : yes/no

Whether reportable : yes/no