

In the High Court of Punjab and Haryana at Chandigarh

TA No. 394 of 2017(O&M)
Date of Decision: 29.11.2017

Rashpal Kaur

---Applicant

versus

Surinder Singh Viridi

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Parshant Vashisth, Advocate
for the applicant**

**Mr. Munish Gupta, Advocate,
for the respondent**

Rekha Mittal, J.

The applicant prays for transfer of petition filed under Section 13 of the Hindu Marriage Act, 1955 from the Court of District Judge, Jalandhar to a Court of competent jurisdiction at Ludhiana.

Counsel for the applicant has submitted that besides physical distance between the two places, the respondent-husband has not paid any maintenance.

The physical distance between Jalandhar and Ludhiana is approximately 65 Kms. The children of the parties are residing with the respondent-husband. Under the circumstances, it would be appropriate that the petition is allowed to continue at the place where the same is filed. However, applicant is at liberty to file an application for issuance of appropriate directions in the light of judgment of Hon'ble the Supreme

Court **Krishna Veni Nagam Vs. Harish Nagam, 2017 (2) RCR (Civil)**

358. In case such an application is filed, the same shall be disposed of by the Court below in the light of aforesaid judgment and judgment of Hon'ble the Supreme Court in **Transfer Petition (Civil) No. 1278 of 2016 (Santhini vs. Vijaya Venketash) decided on 9.10.2017** before proceeding further with the matter.

With the aforesaid observations, the petition stands disposed
of.

(Rekha Mittal)
Judge

29.11.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No