

TA- 686 of 2017

Date of Decision: 21.8.2017

Smt. Meenakshi

---Applicant

versus

Barinder Singh

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr.Harkaran Singh, Advocate
for the applicant**

Rekha Mittal, J.

The applicant prays for transfer of petition under Section 13 of the Hindu Marriage Act, 1955 (in short “the Act”) filed by the respondent pending in the Court of District Judge, Jalandhar to a Court of competent jurisdiction at Rupnagar.

The only inconvenience pleaded by the applicant is that there is distance of approximately 100 Kms. between the place of residence of the applicant and Jalandhar and it would be difficult for the applicant to defend the proceedings at Jalandhar. It is further submitted that father of the applicant is 60 years old and patient of diabetes.

The applicant is a resident of Nangal Township, Rupnagar. On a pointed query by the Court, counsel would inform that distance between the two places(Nangal & Rupnagar) is approximately 70 kms. Under the circumstances, it is appropriate that the petition is allowed to proceed at the place where the same was filed. However, the applicant may file an appropriate application before the Court for issuance of directions in the light of judgment of Hon'ble the Supreme Court of India in **Krishna Veni**

Nagam vs. Harish Nagam 2017(2) RCR(Civil) 358. In case such an application is filed by the applicant, the same shall be disposed of by the court below before proceeding further with the trial.

With the aforesaid observations, the petition stands disposed of.

(Rekha Mittal)
Judge

21.8.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No