

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

TA No. 721 of 2017(O&M)

Date of decision: 1.9.2017

Kulvinder @ Binder

....Applicant

VERSUS

Vajinder

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. D.S. Nain, Advocate for the applicant.

REKHA MITTAL, J.(Oral)

The applicant prays for transfer of divorce petition DMC/223 of 2017 filed by the respondent-husband under Section 13 of the Hindu Marriage Act, 1955 titled **Vajinder Vs. Kulvinder @ Binder** from the Court of Additional District Judge, Panipat to a Court of competent jurisdiction at Kurukshetra.

Counsel for the applicant has submitted that Kulwinder Singh @ Binder is a resident of village Thana which is at a distance of about 40 KMs from Kurukshetra but the distance between her village and Panipat is approximately 125 KMs. It is further submitted that two litigations initiated at the behest of the applicant referred to in paras 3 and 4 of the petition are pending at Pehowa.

The applicant has to travel a distance of approximately 40 KMs for attending to the proceedings at Kurukshetra and another 80 KMs for going from Kurukshetra to Panipat. Personal appearance of the applicant is not required on each and every date of the case. The other

proceedings initiated at the instance of the applicant are pending at Pehowa. Under the circumstances, it is appropriate that the petition is allowed to continue at the place where the same is filed. However, applicant is at liberty to file an appropriate application for issuance of directions in the light of judgment of Hon’ble the Supreme Court 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 matter.

With the aforesaid observations, the petition stands disposed of.

SEPTEMBER 1, 2017		(REKHA MITTAL)
‘D. Gulati’		JUDGE
Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no