

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

TA No. 816 of 2017(O&M)

Date of decision: 27.9.2017

Geeta Rani

....Applicant

VERSUS

Karamjeet

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. K.S. Chaudhary, Advocate for the applicant.

REKHA MITTAL, J.(Oral)

The applicant prays for transfer of petition under Section 25 of the Guardians and Wards Act, 1890 from the Court of Additional Civil Judge (Senior Division), Shahbad to a Court of competent jurisdiction at Chandigarh.

Counsel for the applicant has submitted that the child for whose custody the petition has been filed is studying in M.R.D. Model School Manimajra, U.T. Chandigarh. The applicant has got no source of income for maintenance of herself as well as the child, therefore, it is difficult for her to defend the proceedings filed at Shahbad.

The physical distance between the two places is approximately 70 KMs. Frequent transport facility is available between Chandigarh and Shahbad. 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 application for issuance of appropriate 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, 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 27, 2017
'D. Gulati'

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no