

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

TA No. 818 of 2017(O&M)

Date of decision: 27.9.2017

Anita

....Applicant

VERSUS

Raj Kumar

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Mohit Rana, Advocate for
Mr. Gopal Sharma, Advocate for the applicant.

REKHA MITTAL, J.(Oral)

The applicant prays for transfer of petition under Section 13 of the Hindu Marriage Act, 1955 (in short 'the Act') titled **Raj Kumar Vs. Anita** filed by respondent - husband from the Court of District Judge, Narnaul to a Court of competent jurisdiction at Rewari.

Counsel for the applicant has submitted that application under Section 125 Cr.P.C. for maintenance filed by the applicant is pending in the Court at Kosli District Rewari. The applicant has got no source of income to defend the proceedings pending at Narnaul.

The applicant is a resident of village Parkhottampur, Tehsil and District Rewari, therefore, she has to travel from her village to Rewari, in case the petition is transferred there. The physical distance between her village and Narnaul is stated to be 70 KMs. 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 grant of maintenance, travelling expenses and issuance of other 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 27, 2017		(REKHA MITTAL)
‘D. Gulati’		JUDGE
Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no