

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

TA No. 919 of 2017(O&M)

Date of decision: 2.11.2017

Parmjit Kaur

....Applicant

VERSUS

Mangal Singh

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Bhanu Partap Singh, Advocate for the applicant.

REKHA MITTAL, J.(Oral)

The applicant prays for transfer of case HMA No.1886/2017 filed under Section 13 of the Hindu Marriage Act, 1955 (in short 'the Act') titled **Mangal Singh Vs. Parmjit Kaur** by the respondent-husband from the Court of Additional District Judge, Amritsar to a Court of competent jurisdiction at Hoshiarpur.

Counsel for the applicant has submitted that two cases referred to in para 5 of the petition are pending in the Court at Hoshiarpur. The applicant has no source of income to meet expenses of litigation.

The physical distance between the two places is approximately 110 KMs. There is no child out of the wedlock. Personal appearance of the applicant is not required on each and every date of hearing. The two cases referred to in para 5 of the petition have been filed subsequent to petition under Section 13 of the Act filed by 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 by the applicant, 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.

NOVEMBER 2, 2017		(REKHA MITTAL)
‘D. Gulati’		JUDGE
Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no