

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

-.-

TA 942 of 2017 (O&M)

Date of decision: 09.11.2017

Baljit Kaur

.....*Applicant*

Versus

Jaspal Singh

.....*Respondent*

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mr. G S Bawa, Advocate
for the applicant

-.-

Rekha Mittal, J. (Oral)

The applicant prays for transfer of petition No. HMA 863 of 2016 titled '*Jaspal Singh v Baljit Kaur*' filed under Section 13 of the Hindu Marriage Act, 1955 (in short, HMA) by the respondent-husband from the Court of District Judge, Amritsar to a Court of competent jurisdiction at Tarn Taran.

Counsel for the applicant would state that the applicant-wife is working as a Staff Nurse in Community Health Centre, Naushahra Pannua, District Tarn Taran. The child born out of the wedlock namely Shobhit has wheat allergy.

The applicant is a resident of village Goindwal Sahib, Tehsil Khadoor Sahib, District Tarn Taran. She is working at Naushahra Pannua and not in Tarn Taran. There is hardly any physical distance between Tarn Taran and Amritsar. Under the circumstance, it is appropriate that the petition is allowed to proceed at the place where the same is filed.

However, the applicant may file an application before the Court below for issuance of appropriate directions in the light of judgments of Hon'ble the Supreme Court of India ***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 in the light of aforesaid judgment and judgment of Hon'ble the Supreme Court in ***Santhini v Vijaya Venketesh (Transfer Petition (Civil) 1278 of 2016, decided on 09.10.2017)*** before proceeding further with the matter.

With the aforesaid observations, the petition stands disposed of .

(Rekha Mittal)
Judge

09.11.2017
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Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No