

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

TA No. 950 of 2017(O&M)

Date of decision: 13.11.2017

Vanita Rani

....Applicant

VERSUS

Paramjit Danial Arora

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Sanjeev Roy, Advocate for the applicant.

REKHA MITTAL, J.(Oral)

The applicant prays for transfer of petition filed under Section 13 of the Hindu Marriage Act, 1955 (in short 'the Act') titled **Paramjit Daniel Arora Vs. Vanita Rani** by the respondent-husband from the Court at Ludhiana to a Court of competent jurisdiction at Jalandhar.

Counsel for the applicant has submitted that dispute between the parties was settled by way of compromise whereby the respondent-husband agreed to take her back to the matrimonial house but in place of taking her back, he has filed a petition for divorce. Further submitted that the applicant has no source of income to maintain herself and pursue the litigation.

The physical distance between the two places is approximately 70 KMs. Personal appearance of the applicant is not required on each and every date of hearing. 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. However, the applicant may make a request to the Court below for referring the parties to Mediation and Conciliation Centre and in case such a request is made by the applicant, the Court below may refer the parties to Mediation and Conciliation Centre either at Ludhiana or Jalandhar.

With the aforesaid observations, the petition stands disposed of.

NOVEMBER 13, 2017
‘D. Gulati’

(REKHA MITTAL)
JUDGE

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