

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

101

TA-1047-2017

Date of Decision : 29.11.2018

Madhu

..... Applicant

Versus

Vikas Walia

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. R.P.S. Ahluwalia, Advocate
for the Applicant.

Mr. R.K. Shukla, Advocate
for Mr. Lovish Rattan, Advocate
for the respondent.

AJAY TEWARI, J. (ORAL)

This transfer application has been filed by the applicant-wife to transfer a petition filed by the respondent-husband under Section 13 of the Hindu Marriage Act, 1955 from the District Court, Patiala to a competent Court at Gurugram.

Counsel for the respondent points out that actually the applicant is a resident of Kaithal.

Counsel for the applicant states that he would have no objection if the divorce petition is transferred to a competent court at Kaithal.

On the comparative hardship test it would be appropriate if the divorce petition filed by the respondent at Patiala is transferred to the Court of District and Sessions Judge, Kaithal. Ordered accordingly. The record be sent to the Court of District and Sessions Judge, Kaithal. Parties through counsel are directed to appear before the District and Sessions Judge, Kaithal on 27.12.2018 who can try the case himself or mark the same to other competent court.

Consequently, the transfer application stands disposed of in the above terms.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

November 29, 2018
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No