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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA No. 427 of 2017 (O/M)
Date of decision : 10.5.2018

Deepika

..... Petitioner

Versus

Mahesh Kumar

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Govind Rana, Advocate,
for petitioner.

Mr. Shiv Kumar, Advocate,
for respondent.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH J. (ORAL)

Mediation has failed.

Heard. Petitioner seeks transfer of petition, i.e. petition No. HMA/928/2016, titled as *Mahesh Kumar Versus Mrs. Deepika*, filed under Section 13 of Hindu Marriage Act, 1955, pending in the Court of learned District Judge, Family Court, Faridabad, to a Court of competent jurisdiction at Gurugram.

It is stated that parties have one daughter who is living with petitioner. There is distance of about 45 kilometers between Faridabad and Gurugram. Petitioner is unable to pursue her case at Faridabad Courts.

On the other hand, it is stated on behalf of respondent that due to liver problem, respondent was earlier put on ventilator. At present, though, ventilator is removed, but respondent is still on bed rest. On behalf of respondent, it is also stated that petitioner is getting Rs. 14,000/- p.m.

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as maintenance from salary of respondent who is working in Haryana Police as a Constable. The witnesses of the case of husband also belong to District Faridabad.

Considering that witnesses of case belong to Faridabad and petitioner is getting Rs. 14,000/- p.m. as maintenance and that she is not required to attend present case on each and every date of hearing in person, there is no ground to transfer case from Faridabad Courts to Gurugram Courts. Consequently, petition is dismissed.

(KULDIP SINGH)
JUDGE

10.5.2018
sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No