

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

**T.A. No.579 of 2017 (O&M)
Date of decision : April 20, 2018**

Suman Lata

..... Petitioner

Versus

Sunil Kumar and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. A.P. Kaushal, Advocate for the petitioner.

None for the 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 ?

KULDIP SINGH J. (ORAL)

Respondents have refused service. Therefore, they are proceeded against ex parte.

Petitioner seeks transfer of Civil Suit titled as ***“Urmila Devi and another vs Sunil Kumar and another”*** pending in the Court of learned Civil Juge (Sr. Divn.), Amritsar and petition bearing No.89 of 13.12.2012 filed under Section 9 of the Hindu Marriage Act, 1955, titled as ***“Sunil Kumar vs Suman Lata”***, pending in the Court of learned District Judge, Amritsar to a Court of competent jurisdiction at Ludhiana.

It is stated that three other cases between the parties are pending at Ludhiana Courts. The petitioner has got a minor child and it is difficult for her to travel from Ludhiana to Amritsar Courts to pursue her cases.

Considering the difficulty expressed by the petitioner, the petition bearing No.89 of 13.12.2012 filed under Section 9 of the Hindu Marriage Act, 1955, titled as ***“Sunil Kumar vs Suman Lata”***, pending in

the Court of learned District Judge, Amritsar, is withdrawn from the said Court and transferred to the Court of learned District Judge, Ludhiana, who may try the case himself or entrust it to a Court of competent jurisdiction.

So far as, the Civil Suit titled as “*Urmila Devi and another vs Sunil Kumar and another*” pending in the Court of learned Civil Judge (Sr. Divn.), Amritsar, is concerned, it is filed by the father-in-law and mother-in-law of the petitioner primarily against their son that they have disinherited their son and for restraining their son Sunil Kumar and the present petitioner from entering their house. Since, the property in the said case, is situated at Amritsar, therefore, there is no ground to transfer the same to any other Court.

As such, the present petition is partly allowed and partly dismissed.

(KULDIP SINGH)
JUDGE

April 20, 2018

sarita

Whether speaking / reasoned Yes

Whether Reportable: No