

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

105

TA-622-2018

Date of Decision : 15.11.2018

Kirti Bansal

..... Applicant

Versus

Amit Bansal

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Akshay Kumar Jindal, Advocate
for the Applicant.

Mr. P.S. Jammu, 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, Sirsa to a competent Court at Gurugram.

The ground taken is that the applicant is living in Gurugram and the distance between Gurugram and Sirsa is about 230 Kms.

Counsel for the respondent argues that there is very good connectivity between Sirsa and Gurugram and therefore there is no reason why the applicant can not come to face trial before the competent court at Sirsa. I put it to him if he is ready to bear the expenses of the applicant to and fro every time she wish to travel by way of Taxi from Gurugram to Sirsa, he expressed his inability to do so.

On the comparative hardship tests it would be appropriate if the divorce petition filed by the respondent at Sirsa is transferred to the Court of District and Sessions Judge, Gurugram.

Ordered accordingly. The record be sent to the Court of District and Sessions Judge, Gurugram. Parties through counsel are directed to appear before the District and Sessions Judge, Gurugram on 17.12.2018 who can try the case himself or mark the same to other competent court.

Consequently, the transfer application stands allowed in the above terms.

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

November 15, 2018
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No