

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

T.A. No. 880 of 2018

DATE OF DECISION :- December 13, 2018

Shaveta Verma

...Applicant

Versus

Vivek Verma

...Respondent

CORAM: HON'BLE MR. JUSTICE H.S. MADAAN

Present:- Ms. Nupur Sood, Advocate for the applicant.

Mr. Abhinay Goel, Advocate for the respondent.

This application for transfer of divorce petition titled 'Vivek Verma versus Shaveta Verma' pending in the Court of Additional District Judge, Chandigarh has been filed by applicant Shaveta Verma, aged about 30 years, estranged wife of respondent Vivek Verma, presently putting up with her parents at Rajpura. She seeks transfer of divorce petition to the Court of competent jurisdiction at Patiala.

According to her, she is having custody of minor daughter of the parties and it is difficult for her to travel from Rajpura to Chandigarh to attend the date of hearing in the Court there. There is no adult male member in the family to accompany her. Further more she nurses an apprehension that if she goes to Chandigarh in connection with attending dates of hearing in the Court there, the respondent and his family members would cause physical harm to her.

Notice of application was given to the respondent, who has put in appearance through his counsel.

The application is being vehemently opposed. It is contended that distance between Rajpura and Patiala is of about 30 kms and distance between Rajpura and Chandigarh is only a little more than that, therefore, the application be not allowed.

After hearing the rival contentions and going through the record, I find that there is no merit in the application. If the applicant is to go from Rajpura to Patiala to attend the dates of hearing then she can very well go to Chandigarh to attend the dates of hearing there when the distance is little more than between Rajpura and Patiala. As regards her apprehension about physical harm can be caused to her at the hands of respondent and his family members, it is just a fear in her mind. She can bring this fact to the notice of the Court concerned and the police to seek protection, if so advised.

The Transfer Application stands dismissed.

(H.S. MADAN)
JUDGE

December 13, 2018

p.singh

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No