

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

TA-956-2018

Date of decision:-10.12.2018

Pinki

...Applicant

Versus

Raj Kumar

...Respondent

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

Present : Mr.B.S. Jatana, Advocate
for the applicant.

H.S. MADAAN, J.(ORAL)

This is an application under Section 24 read with Section 151 CPC filed by applicant Pinki, estranged wife of Raj Kumar seeking transfer of the divorce petition filed by her husband Raj Kumar having title 'Raj Kumar Versus Pinki' pending in the Court of District & Sessions Judge, Bathinda to the Court of competent jurisdiction at Mansa, District Mansa.

It is stated that after marriage between the parties on 23.3.2015, they started residing together at Bathinda. The marriage was consummated and the applicant gave birth to a male child named Hemang Goyal from loins of the respondent. On account of matrimonial discord between the parties, the applicant had to leave the matrimonial

home and she started residing with her parental aunt Rani Kaur at Mansa. It is contended that parents of the applicant had died when she was still a small child. As such, after leaving the matrimonial home, the applicant had no other place to go except to start residing with her aunt Rani Kaur at Mansa. It is further contended that the applicant being a woman aged about 24 years having no source of income, it is difficult for her to go to Bathinda from Mansa covering a distance of about 65 kms. spending money towards travelling to attend the dates of hearing. Therefore, the application be allowed.

Notice of the application was issued to respondent, who as per office report has been duly served but has opted not to appear to offer a contest.

I have heard learned counsel for the applicant besides going through the record.

Keeping in view the contentions in the application and submissions made by learned counsel for the applicant, I am of the view that ends of justice demand that application be accepted.

Therefore, the application stands allowed and the petition in question pending in the Court of District & Sessions Judge, Bathinda is ordered to be transferred to the Court of District & Sessions Judge, Mansa. Learned District & Sessions Judge, Mansa may keep the petition himself or assign it to any other Additional District Judge, Mansa. The parties are directed to appear before District & Sessions Judge, Mansa on 15.1.2019..

Copy of this order be sent to District & Sessions Judge, Mansa as well as District & Sessions Judge, Bathinda for information

and necessary compliance.

10.12.2018

Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No