

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

TA-231-2019

Date of decision:-12.3.2019

Vipul Gupta

...Applicant

Versus

Ashima Goel

...Respondent

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN**Present** : Mr.Rajiv Dhawan, Advocate
for the applicant.

H.S. MADAAN, J.

By way of moving the present application, applicant – Vipul Gupta craves for transfer of divorce petition filed by his wife Ashima Goel – respondent in the present application against him having title 'Ashima Goel Versus Vipul Gupta' pending in the Court of Principal District Judge, Family Court, Karnal to any competent Court in Haryana other than Karnal.

According to the applicant father of the respondent is a Practicing Advocate at District Courts, Karnal having standing of 30 years, who has openly threatened the applicant with dire consequences; that father of the respondent had earlier filed various cases against the applicant and his family members and has also roped in counsel for the applicant; that even learned Additional Sessions Judge, Karnal has

categorically mentioned in order dated 11.8.2017 that respondent's father is misusing his status by embellishing concocted and specious story; that the applicant has filed a complaint against father of respondent with Bar Council of Punjab & Haryana, thus the applicant has an apprehension of harassment and humiliation and also threat to his safety, if he goes to District Courts, Karnal to defend the proceedings in the divorce petition. Therefore, it be transferred to a Court outside District Karnal.

I have heard learned counsel for the applicant besides going through the record and I find that no ground is made out to accept the application and transfer the case as prayed for in the application. There are no allegations that father of respondent is trying to influence the trial Court, rather learned Additional Sessions Judge, Karnal is said to have passed adverse remarks against him. As per own version of the applicant, he has complained against father of respondent to Bar Council of Punjab & Haryana at Chandigarh. If he nurses any apprehension with regard to his safety, he can approach the local police for getting protection for himself and other persons accompanying him to the Court. However, there is no justifiable reason to accept the application and transfer the divorce petition to a Court outside District Karnal.

The application is, therefore, dismissed.

(H.S.MADAAN)
JUDGE

12.3.2019
Brij

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No