

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

TA-1039-2018 (O&M)
Date of decision: 22.04.2019

Dr. Rachna Singh

...Applicant

Versus

Raghav Arora

...Respondent

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

Present: Mr. Deepak Nayar, Advocate for the applicant.

Mr. Ravi Chadda, Advocate for the respondent.

H.S. MADAAN, J. (Oral)

By way of moving the present application, applicant Dr. Rachna Singh, aged about 28 years, estranged wife of respondent Raghav Arora, presently residing at Chandigarh, seeks transfer of petition under Section 9 of the Hindu Marriage Act, filed by her husband, the respondent against her, having title 'Raghav Arora Vs. Dr. Rachna Singh' pending in the Court of Addl. Civil Judge (Sr. Divn.) Mukerian, District Hoshiarpur to the Court of competent jurisdiction at Chandigarh.

According to the applicant, the marriage solemnized between the spouses on 07.11.2016 ran into rough weather, with a result they started residing separately. Now, the respondent has filed the petition in question against her. The applicant is putting up at Chandigarh to pursue higher education. She has initiated the litigation against the respondent which is pending in Courts at Chandigarh. It is difficult for the applicant

to go from Chandigarh to Hoshiarpur, to attend the dates of hearing in the Court there. Therefore, the present application be accepted.

Notice of the application was given to the respondent, who has put in appearance and filed written reply, contesting the allegations in the application, contending that no ground is made out for acceptance of the application.

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

Admittedly, the parental house of the applicant is situated at Hoshiarpur and she has mentioned so in the title of the transfer application itself. Merely for the reason that she is residing at Chandigarh for some time to pursue higher studies in medical science, does not mean that the case in question should be transferred to the Court of competent jurisdiction at Chandigarh. Tomorrow, the applicant may come up with a plea that she wants to go to some other place for similar purpose and the case be transferred there. Such type of request cannot be accepted. Therefore, finding no merit in the application, the same stands dismissed.

22.04.2019

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(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No