

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

TA-396-2018

Date of decision:-2.7.2019

Rajwant Kaur

...Applicant

Versus

Rachpal Singh

...Respondent

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

Present : Mr.G.S. Sandhu, Advocate
for the applicant.

None for the respondent.

H.S. MADAAN, J.(ORAL)

By way of filing the present application, the applicant – Smt.Rajwant Kaur, aged about 36 years wife of respondent – Rachpal Singh presently residing at Malikpur Road, Assandh, District Karnal, on account of matrimonial discord between the spouses, seeks transfer of divorce petition filed by her husband the respondent against her having title 'Rachpal Singh Versus Rajwant Kaur' pending before Additional District Judge, Kurukshetra to any other Court of competent jurisdiction at Karnal.

Notice of the petition was given to the respondent, who had appeared through counsel. The matter was referred to Mediation Centre,

which ultimately failed. Subsequently, the respondent stopped appearing in the Court.

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

A perusal of the divorce petition goes to show that the petitioner therein namely Rachpal Singh has levelled serious allegations against moral character of his wife (present applicant) contending that while living in the matrimonial house, the respondent used to spent 5-6 hours in a day outside the house and when the petitioner asked him about the same then she used to say that nobody could question her and that in the month of May, 2017 when Rajwant Kaur was alone in the house and both the children returned from the school, they saw her in a compromising position with some stranger on bed and noticing both the children, the stranger ran away from the house and when the petitioner confronted her, she stated that she was free to do anything and nobody has right to interfere in her life.

With such type of allegations of serious nature regarding moral character of the applicant and the fact that respondent is taking care of both the children of the parties, in my considered view, the applicant is not entitled to get the relief as prayed for.

Accordingly, the application stands dismissed.

(H.S.MADAAN)
JUDGE

2.7.2019
Brij

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No