

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

**T.A NO. 95 OF 2019
DATE OF DECISION : 07.01.2020**

Neelam Bawa

...Applicant

versus

Baljinder Kumar

...Respondent

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Prashant Vashisth, Advocate,
for the applicant.

None for the respondent.

ARUN MONGA, J. (ORAL)

Applicant-wife seeks transfer of petition filed by the respondent-husband under Section 13 of the Hindu Marriage Act pending before the Court of District Judge, Tarn Taran to the Court of competent jurisdiction at Amritsar.

2. Learned counsel for the applicant submits that earlier also respondent filed divorce petition at Amritsar and when the petitioner filed transfer of that petition, the matter was settled between them in the Mediation Cell of this Court. Learned counsel further submits that she has two minor children to look after. She has no source of income and is unable to attend the courts at Tarn Taran.

3. Despite service, no one has put in appearance on behalf of the respondent.

4. I have heard learned counsel for the applicant and have gone through the records of the case.

5. Learned counsel for the applicant also relies upon judgment of Hon'ble Apex Court in case titled ***Sumita Singh Vs. Kumar Sanjay and another, AIR 2002 SC 396***, wherein it is held that transfer of matrimonial proceedings initiated by the husband against wife, convenience of the wife ought to be looked into.

6. In the premise, present application is allowed. The petition in question pending before the Court of District Judge, Tarn Taran is ordered to be withdrawn from that Court and is transferred to District Judge, Amritsar for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

JANUARY 07, 2020
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| 1. | Whether speaking/reasoned : | Yes/No |
| 2. | Whether reportable : | Yes/No |