

Sr. No.210

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

TA No.282 of 2019 (O&M)

Date of Decision: 14.01.2020

Rajwinder Kaur @ Daljit Kaur @ Rajinder Kaur and others
... Applicants

Versus

Surrender Singh and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Davinder Kumar, Advocate for
Mr. P.K.S.Phoolka, Advocate,
for the applicants.

None for the respondents.

ARUN MONGA, J.(ORAL)

1. Applicant No.1-wife seeks transfer of Civil Suit filed by respondent No.1-husband bearing No. CS-810 of 2018 titled as "Surender Singh and others Vs. Rajinder Kaur and others" pending in the Court of Learned Civil Judge, Senior Division, Nuh (Mewat), Haryana to the Court of competent jurisdiction at Bathinda, Punjab.

2. Learned counsel for the applicants submits that petitioner is residing at Bathinda. She has no source of income. The distance between Nuh (Mewat) and Bathinda is about 350 Kms. It is difficult for her to go to Nuh (Mewat) on each date of hearing. On the other hand, respondent is well earning man and he can attend the Court proceedings at Bathinda.

3. Despite service, none has put in appearance on behalf
of the respondents.

4. I have heard learned counsel for the applicants and have gone through the record of the case.

5. All the cases pending between the parties are aftermath of matrimonial discord.

6. 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.

7. In the premise, present application is allowed. The petition in question pending before the Court of learned Civil Judge, Senior Division, Nuh (Mewat) is ordered to be withdrawn from that Court and is transferred to the District Judge, Bathinda, Punjab for its disposal in accordance with law by the Court concerned.

14.01.2020

vandana

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No