

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

**T.A NO. 382 OF 2019 (O&M)
DATE OF DECISION : 10.01.2020**

Ram Beti

...Applicant

versus

Arun Kumar

...Respondent

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. P. S. Khurana, Advocate,
for the applicant.

Mr. Satbir Rathore. Advocate,
for the respondent.

ARUN MONGA, J. (ORAL)

This petition has been filed by wife seeking transfer of a petition filed by her husband under Section 13 of the Hindu Marriage Act, titled as "Arun Kumar v. Ram Beti" from the Court of Additional District Judge, Panchkula to any other Court of competent jurisdiction at district Patiala.

2. Learned counsel for the applicant submits that applicant is residing at her parental house at Patiala. She has one minor son to look after. She has no source of income. It is very difficult for her to travel 70 kms from Patiala to Panchkula on each and every date of hearing. She also apprehends threat to her life at the hands of respondent.

3. I have heard learned counsel for the parties and have gone through the records of the case.

4. The petition filed by the respondent-husband at Panchkula seeking dissolution of marriage is outcome of matrimonial dispute

arisen between the parties. Considering the aforesaid aspects of the matter, it would be appropriate and in the interest of applicant-wife, if the petition in question is transferred to the Court at Patiala.

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 The petition in question pending before the Court of Additional District Judge, Panchkula is ordered to be withdrawn from that Court and is transferred to District Judge, Patiala, for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

JANUARY 10, 2020
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| 1. | Whether speaking/reasoned : | Yes/No |
| 2. | Whether reportable : | Yes/No |