

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

**T.A NO. 485 OF 2019
DATE OF DECISION : 03.02.2020**

Kuljeet Kaur @ Rimpay

...Applicant

versus

Harsh Vardhan

...Respondent

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. M. S. Yadav, Advocate,
for the applicant.

Mr. Lalit Yadav, 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, bearing No. HMA 156 of 2019 titled as "Harshvardhan v. Kuljeet Kaur @ Rimpay" pending before Principal Judge, Family Court, Panchkula to any other Court of competent jurisdiction at Hoshiarpur.

2. Learned counsel for the applicant submits that applicant moved one application before Senior Superintendent of Police, Hoshiarpur which is pending adjudication. He further submits that applicant is residing with her parents. She has two minor children to look after. She has no source of income. It is very difficult for her to travel alone 130 kms from Panchkula to Hoshiarpur on each date of hearing.

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

4. 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.

5. In the premise, present application is allowed. The petition in question pending before the Court of Principal Judge, Family Court, Panchkula is ordered to be withdrawn from that Court and is transferred to District Judge, Hoshiarpur, for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

FEBRUARY 03, 2020
shalini

- | | | |
|----|-----------------------------|--------|
| 1. | Whether speaking/reasoned : | Yes/No |
| 2. | Whether reportable : | Yes/No |