

**Sr. No.210
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**TA No.609 of 2019 (O&M)
Date of Decision: 11.02.2020**

Mandeep Kaur alias Laddi

... Applicant

Versus

Rajinder Singh alias Appu

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. J.S.Lalli, Advocate,
for the applicant.

Mr. A.S.Sandhu, Advocate,
for the respondent.

ARUN MONGA, J.(ORAL)

1. Applicant-wife seeks transfer of petition filed by the respondent-husband under Section 9 of the Hindu Marriage Act, 1955 bearing HMA No. 443 of 2019 titled as "Rajinder Singh alias Appu Vs. Mandeep Kaur alias Laddi" pending in the Court of learned Principal Judge, Family Court, Moga to the Court of competent jurisdiction at Jagraon, District Ludhiana.

2. Learned counsel for the applicant submits that applicant moved a complaint to the SSP Jagraon, which was entrusted to Women Cell, Jagraon and the same is still pending at Jagraon and one petition under Section 125 Cr.P.C. seeking maintenance is also pending at Jagraon, Ludhiana.

3. Learned counsel for the applicant submits that the applicant-wife is residing at Jagraon. The distance between Moga and Jagraon is about 50 Kms. She has no source of income. Her

father has since expired. Therefore, it is difficult for her to go to Moga on each date of hearing.

4. Learned counsel for the respondent opposes the transfer application by saying that distance from Moga to Jagraon is only 50 Kms.

5. I have heard learned counsel for the applicant and have gone through the record of the case.

6. On being asked by this Court to pay Rs.3000/- to the applicant-wife for travelling expenses, in case husband is opposed to the transfer of the case, learned counsel for the respondent-husband submits that he has no instructions regarding the same.

7. All the cases pending between the parties are aftermath of matrimonial discord. Keeping in view the contentions in the application and the conceded position that complaint and one petition under Section 125 Cr.P.C. seeking maintenance are also pending at Jagraon it would be proper, appropriate and in the interest of justice if all the cases are tried and decided at one place.

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 The petition in question pending before the Court of Principal Judge, Family Court, Moga is ordered to be withdrawn from that Court and is transferred to the District Judge, Ludhiana for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

11.02.2020

vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No