

**TA No.644 of 2019 (O&M)**

**Sr. No.211**

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

**TA No.644 of 2019 (O&M)  
Date of Decision: 17.01.2020**

Rajinder Kaur

... Applicant

Versus

Manjeet Singh

... Respondent

**CORAM:- HON'BLE MR. JUSTICE ARUN MONGA**

Present:- Mr. B.S.Bhalla, Advocate,  
for the applicant.

None 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 titled as “Manjeet Singh Vs. Rajinder Kaur” pending in the Court of Principal Judge, Family Court, Bathinda to the Court of competent jurisdiction at Moga.

2. Learned counsel for the applicant submits that one more petition filed by the applicant-wife is pending at Moga.

3. Learned counsel for the applicant further submits that petitioner is residing at Moga. The distance between Bathinda and Moga is about 100 kms. She has no source of income and it is difficult for her to go to Bathinda on each date of hearing. On the other hand, respondent is well earning man and he can attend the Court proceedings at Moga.

4. Despite service, none has put in appearance on behalf

**TA No.644 of 2019 (O&M)**

of the respondent.

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

6. 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 petition under Section 12 of Domestic Violence Act is already pending in the Court at Moga, it would be proper, appropriate and in the interest of justice if all the cases are tried and decided at one place.

7. 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.

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 The petition in question pending before the Court of Principal Judge, Family Court, Bathinda is ordered to be withdrawn from that Court and is transferred to the District Judge, Moga for its disposal in accordance with law by the Court concerned.

**17.01.2020**

vandana

**(ARUN MONGA)  
JUDGE**

Whether speaking/reasoned  
Whether Reportable

Yes/No  
Yes/No