

TA-559-2020

Date of decision: 02.12.2020

Kamlesh Rani

.....Petitioner

versus

Tanku Ram

.....Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. Sumeet Puri, Advocate
for the applicant.**FATEH DEEP SINGH, J. (ORAL)**

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

The present applicant-Kamlesh Rani has come up with this transfer application under Section 24 of CPC seeking transfer of a petition filed by her under Section 9 of the Hindu Marriage Act (for short 'the Act') bearing registration No. HMA/280/2020 dated 28.10.2020 pending before the Court of the District Judge Barnala and fixed for 18.12.2020 to the Courts at Sangrur.

It is the own stand of counsel for the applicant that on account of this matrimonial dispute, the wife had earlier filed an application under Section 125 Cr.P.C. seeking maintenance from the respondent/husband-Tanku Ram and which application is pending

before the Court of the learned CJM, Sangrur (Annexure P-1).

Since, the present proceedings which are sought to be got transferred, are simplicitor civil proceedings, where presence of the applicant is not required and can be adequately looked after by the counsel representing her. Moreover, there is nothing suggestive how a mere distance of 60 KMs between Sangrur and Barnala would be prejudicial to the interest of the applicant. It appears that it is nothing but a ploy to unduly harass the opposite side for a motivated cause. Thus, finding no ground, the present application stands dismissed.

02.12.2020

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No