

**Sr. No.228
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**TA No.813 of 2019 (O&M)
Date of Decision: 11.02.2020**

Harleen Kaur Sujlana

... Applicant

Versus

Navreet Singh

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Pawan Singh, Advocate,
for the applicant.

Mr. S.C.Nagpal, Advocate,
for the respondent.

ARUN MONGA, J.(ORAL)

1. Applicant-wife seeks transfer of petition filed by the respondent-husband under Section 13 of Hindu Marriage Act, 1955 bearing HMA/123/2017 titled as “Col. Navreet Singh Vs. Harleen Kaur Sujlana” pending in the Court of Learned District Judge, Panchkula to the Court of competent jurisdiction at Gurugram.

2. Learned counsel for the applicant submits that one petition under Section 125 Cr.P.C. seeking maintenance filed by the applicant-wife is already pending at Gurugram.

3. Learned counsel for the applicant submits that applicant-petitioner is residing at Gurugram. The distance between Panchkula and Gurugram is about 315 Kms. Two minor children are born out of the wedlock. Elder one is with the respondent-husband. Youngest minor son 9 years old is in the custody of applicant-wife and is school going, who needs constant

care and attention of the mother. She cannot left him behind to attend the Court proceedings. Therefore, it is very difficult for her to go to Panchkula on each date of hearing. On the other hand, respondent is well earning man. Earlier he was working as Cardiologist at Command Hospital, Chandi Mandir, Panchkula and now transferred to Subroto Park Hospital, Delhi.

4. Learned counsel for the respondent-husband submits that he has instructions not to oppose the present transfer application.

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

6. Both the cases pending between the parties are aftermath of matrimonial discord. Keeping in view the contentions in the application and in view of the statement made by learned counsel for the respondent-husband and conceded position that petition under Section 125 Cr.P.C. is already pending at Gurugram, it would be proper, appropriate and in the interest of justice if both the cases are tried and decided at one place.

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 The petition in question pending before the Court of Learned District Judge, Panchkula is ordered to be withdrawn from that Court and is transferred to the District Judge, Gurugram for its disposal in accordance with law by the Court concerned.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