

Sr. No.222

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

**TA No.987 of 2019 (O&M)
Date of Decision: 13.01.2020**

Parminder Kaur

... Applicant

Versus

Mandeep Singh

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Achin Gupta, Advocate,
for the applicant.

Mr. Vikas Bishnoi, 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 titled as “Mandeep Singh Vs. Parminder Kaur” pending in the Court of Principal Judge, Family Court, Sirsa to the Court of competent jurisdiction at Faridkot.

2. Learned counsel for the applicant submits that two more petitions filed by the applicant-wife are pending at Faridkot.

3. Learned counsel for the applicant further submits that petitioner is residing at Faridkot. The distance between Sirsa and Faridkot is about 170 Kms. She has no source of income and it is difficult for her to go to Sirsa on each date of hearing. On the other hand, respondent is well earning man and he can attend the Court proceedings at Faridkot.

4. I have heard learned counsel for the parties and have

gone through the record of the case.

5. 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 petitions under Section 125 Cr.P.C. and under Section 13 of the Hindu Marriage Act are already pending in the Court at Faridkot it would be proper, appropriate and in the interest of justice if all the cases are tried and decided at one place.

6. 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.

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 The petition in question pending before the Court of Learned Principal Judge, Family Court, Sirsa is ordered to be withdrawn from that Court and is transferred to the District Judge, Faridkot for its disposal in accordance with law by the Court concerned.

13.01.2020

vandana

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No