

Sr. No.207

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

TA No.1949 of 2018 (O&M)

Date of Decision: 16.01.2020

Ranjit Kaur

... Applicant

Versus

Pargat Singh

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Navjot Singh, 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 13 of the Hindu Marriage Act bearing HMA No.1086 of 2018 titled as “Pargat Singh Vs. Ranjit Kaur” pending in the Court of Learned Additional District Judge, Ludhiana to the Court of competent jurisdiction at Gurdaspur.

2. Learned counsel for the applicant submits that petitioner is residing at Village Kalhar, Batala, District Gurdaspur. She has two children, who are studying in Class 12th and 7th respectively. The distance between Ludhiana and Gurdaspur is about 136 Kms. She has no source of income and it is difficult for her to go to Ludhiana on each date of hearing. On the other hand, respondent is well earning man and he can attend the Court proceedings at Gurdaspur.

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

4. Proceeding before the Court of Additional District Judge, Ludhiana is aftermath of matrimonial discord.

5. 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.

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 The petition in question pending before the Court of Additional District Judge, Ludhiana is ordered to be withdrawn from that Court and is transferred to the District Judge, Gurdaspur for its disposal in accordance with law by the Court concerned.

16.01.2020

vandana

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No