

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

Transfer Application No.6983 of 2018
Date of decision: 06.01.2020

Karan Gill

...Applicant

Versus

Vikas Ruhil

...Respondent

CORAM: HON'BLE MR.JUSTICE ARUN MONGA

Present: Mr.Udeyveer Singh Rana, Advocate
for the applicant.

Mr.Parmod Kumar, Advocate,
for the respondent.

ARUN MONGA, J. (Oral)

Applicant-wife seeks transfer of petition filed by the respondent-Husband under Section 13 of the Hindu Marriage Act for dissolution of marriage titled as “Vikas Ruhil vs. Karan Gill” pending in the Court of District Judge, Hissar to the competent Court at Kurukshetra.

2. Learned counsel for the applicant submits that the applicant-wife has no source of income and is completely dependent on her parents. As such it would not be possible for the petitioner to bear the expenses of travelling as well as engaging a lawyer at Hisar and the distance between her place of residence at Pehowa to Hissar is about 200 Kms. Learned counsel for the applicant further submits that she has to look after her minor son also. On the other hand, respondent is a man of means and can

attend the Court at Kurukshetra.

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

4. Keeping in view the contentions in the petition and the peculiar circumstances of the applicant-wife and the distance between place of her residence at Pehowa to Hissar, it would be proper, appropriate and in the interest of applicant-wife, if the petition in question is transferred to the Court at District Kurukshetra.

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 The petition in question pending before the Court of District Judge, Family Court, Hissar is ordered to be withdrawn from that Court and is transferred to the District Judge, Kurukshetra for its disposal in accordance with law by the Court concerned.

06.01.2020
dharamvir

(ARUN MONGA)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No