

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

**T.A NO. 6984 OF 2018
DATE OF DECISION : 03.02.2020**

Lovepreet Kaur @ Luvpreet Kaur

...Applicant

versus

Kuldeep Singh

...Respondent

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. P. K. S. Phoolka, Advocate,
for the applicant.

Mr. S. K. Gupta, Advocate,
for the respondent.

ARUN MONGA, J. (ORAL)

This petition has been filed by the applicant-wife seeking transfer of suit filed by her husband bearing No.CS 245 of 2018 titled as "Kuldeep Singh v. Luvpreet Kaur" pending in the Court of Additional Civil Judge (Senior Division), Sardulgarh to any other Court of competent jurisdiction at Bathinda.

2. Learned counsel for the applicant submits that one petition filed by the applicant-wife, is already pending in the Court at Bathinda.

3. Learned counsel for the applicant further submits that applicant is residing with her mother at her parental house. She has no source of income. It is very difficult for her to travel 80 kms from Bathinda to Sardulgarh on each and every date of hearing. He 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.

4. I have heard learned counsel for the parties and have gone through the records of the case.

5. Both the cases pending between the parties are aftermath of matrimonial discord. Keeping in view the averments contained in the application and the conceded position that one petition under Section 13(1) (i)(a) of the Hindu Marriage Act, 1955, instituted at the instance of applicant-wife, is already pending in the Court at Bathinda, it would be proper, appropriate and in the interest of justice if both the cases are tried and decided at one place.

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petition in question pending before the Court of Additional Civil Judge (Senior Division), Sardulgarh is ordered to be withdrawn from that Court and is transferred to District Judge, Bathinda, for its disposal in accordance with law by the Court concerned.

(ARUN MONGA)
JUDGE

FEBRUARY 03, 2020
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1.	Whether speaking/reasoned :	Yes/No
2.	Whether reportable :	Yes/No