

Sr. No.102

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

TA No.1135 of 2019

Date of Decision: 06.01.2020

Pritpal Singh and another

..Applicants

Versus

Balbir Singh and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Shaurya Puri, Advocate,
for the applicants.

ARUN MONGA, J.(ORAL)

This transfer application has been filed by the applicants seeking transfer of civil suit titled as ***Balbir Singh and others Vs. Pritpal Singh and another*** bearing ***Civil Suit No.501 of 2019*** filed by the respondents from the Court of Civil Judge (Junior Division), Kapurthala to some other Court out of Kapurthala on the ground that nephew of the respondents, namely, Karambir Singh is a practising lawyer at Kapurthala.

Learned counsel for the applicants submits that on 05.12.2019, the lawyer engaged by the present applicants withdrew his power of attorney before the Hon'ble Court in the present suit. He further submits that nephew of the respondents being an influential person may impress upon the trial Judge to decide the case in favour of the respondents.

No specific instance has been pleaded by the applicants to come to any inference that nephew of the

respondents has ever tried to influence the Presiding Judge. Merely, he being a practising lawyer would not itself constitute a valid ground to transfer the case out of Kapurthala. The plea of not being able to engage a counsel at Kapurthala Courts is baseless. The applicant is at liberty to approach the District Legal Service Authority to appoint a lawyer to defend his case in accordance with law.

Thus, the petition is dismissed.

06.01.2020
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No