

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

**TA-17-2021(O&M)
Date of Decision:08.01.2021**

Sandeep Singh

..... Petitioner

versus

Pinki Kaur

..... Respondent

**CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Baljinder Singh, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J. (ORAL)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Instant transfer application is at the hands of the husband seeking transfer of a divorce petition preferred by the wife from Family Court, Mansa to a Court of competent jurisdiction at Sangrur.

Counsel submits that the marriage between the parties was solemnised on 16.06.2013 as per Sikh rites. Two children i.e. one male child aged about 6 years and one female child aged 3 years were born out of the wedlock. The male child is currently in the custody of the petitioner/father and the female child is with the mother/respondent.

It is submitted that the respondent has initiated divorce proceedings at Mansa. Petitioner is working as a farm helper and it is very difficult for him to attend Court proceedings at Mansa. As such prayer is for transfer of the divorce proceedings from Mansa to Sangrur.

Having heard counsel at length and having perused pleadings on record, this court is of the considered view that the prayer made in the instant transfer application does not merit acceptance.

During the course of hearing counsel has conceded that the respondent/wife does not have any independent source of income. She is already going through the rigors of supporting herself as also a female child born out of the wedlock. In such matters it is convenience of the wife/respondent which ought to prevail. No special circumstances have been made out on behalf of the petitioner to support the prayer made in the instant transfer application.

No interference is warranted.

Petition dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

08.01. 2021
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No