

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

TA-82-2021

Date of decision-30.04.2021

Pooja Luthra

...Petitioner

Vs.

Munish Luthra

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. S.S.Bairagi, Advocate for
Mr. Naveen Kashyap, Advocate for the petitioner.

MANOJ BAJAJ, J. (Oral)

This transfer application has been filed under Section 24 read with Section 151 C.P.C for transferring the petition under Section 9 Hindu Marriage Act, 1955, titled as “Munish Luthra Vs. Pooja Luthra” from the Family Court-II Jalandhar to any Court of competent jurisdiction at Kurukshetra.

Learned counsel has argued that since the petitioner is residing at Kurukshetra with her two children aged 12 years and 10 years, therefore, it is cumbersome for her to pursue the case filed by her husband (respondent) at Family Court, Jalandhar.

During the course of hearing, it is not disputed that the petitioner was previously married to the elder brother of respondent, who died in road accident in the year 2013, and thereafter, she got

married with the respondent in the year 2014. Learned counsel fairly states that the petition by respondent was filed in the year 2019, where as her claim for maintenance was instituted in the year 2020.

Considering the above background and the nature of the litigation pending between the parties, this Court is of the considered opinion that mere convenience of wife is not enough to transfer the case from one district to another district.

Resultantly, no case is made out for transfer of the case.

Dismissed.

(MANOJ BAJAJ)
JUDGE

30.04.2021

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