

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

TA-5-2020

Date of decision: 05.07.2022

Nidhi Mittal

.....Petitioner

versus

Ajay Kumar

.....Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Rajan Bansal, Advocate
for the petitioner.

FATEH DEEP SINGH, J.

Mr. Aayush Goyal, Advocate puts in appearance on behalf of the respondent and filed *vakalatnama* in the Court today which is taken on record and has made statement that he does not intend to file reply to the application and has no objection if the same is allowed.

Heard counsel of both the sides and perused the records.

In a petition under Section 13 of the Hindu Marriage Act, 1955 (in short 'the Act') titled as 'Ajay Kumar versus Nidhi Mittal' pending in the Court of the learned District Judge, Mansa between the parties, the instant application has come about for getting the matter transferred from the Court at Mansa to the competent Court at Bathinda.

Learned counsel for the respondent had appeared and made statement that he does not objects to transfer of the matter.

The primary reasons filed and taken by the wife is the distance between Mansa and Bathinda which she claims she is unable to cope up due to her minor child and, thus, is difficult to attend each and every date of hearing.

Counsel for the respondent/husband has made statement that apparently, what one can perceive from this stand is that the parties are trying to bestow upon the Court otherwise not vested with jurisdiction collusively and, therefore, it is the Court on its guard to ensure such machination to defeat the purpose of law.

Such feigned devices to obviate the due process of law needs to be curbed. Apparently, there is no merit in the instant petition and the same stands dismissed.

05.07.2022

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No