

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

112

(Through Video Conferencing)

TA-248-2022

Date of decision: 15.03.2022

GURPREET SINGH AND ANOTHER

.....Applicants

Versus

JASVIR KAUR

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Bhupender Singh, Advocate for the applicants.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 24 read with Section 151 of C.P.C., for transferring the suit for mandatory injunction filed by the respondent against them bearing No.CS/2069/2021 titled as 'Jasvir Kaur Vs. Gurpreet Singh and another', pending before the Court of learned Civil Judge, Patiala (Annexure P/2), to any court of competent jurisdiction at Karnal.

Learned counsel for the applicants submits that the aforementioned suit is pending consideration at District Courts at Patiala which is approximately 150 kms. away from Karnal where they both are residing with their two year old child, who had been taken in adoption by them from the respondent. Learned counsel submits that after the child was given in adoption by the respondent to the applicants, she had become greedy and had filed the suit for mandatory injunction for getting back the custody of the minor child. Learned counsel urged that since the presence of the child would be required before the Court at Patiala where the suit for mandatory injunction is

pending, the applicants would be greatly inconvenienced to travel on each and every date of hearing.

I have heard learned counsel and perused the relevant material on record.

The distance between Patiala and Karnal is approximately 150 kms. and the transport facilities between the two cities are excellent. This Court, in the circumstances, does not deem it appropriate to transfer the petition from District Courts at Patiala to Karnal.

Dismissed.

15.03.2022

Vinay

(MANJARI NEHRU KAUL)

JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No