

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

TA 446 of 2022 (O&M)

Date of Decision: May 06, 2022

Jaishree

...Applicant

Versus

Parveen Kumar

... Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Vivek Khatri, Advocate
for the applicant.

FATEH DEEP SINGH, J. (Oral)

This invocation under Section 24 of the Code of Civil Procedure filed by the wife seeks transfer of petition under Section 13 (ia)(iii) of the Hindu Marriage Act 1955 titled as **Parveen Kumar Vs. Jaishree**” (Annexure P-1) pending between the parties to this application in the Court of learned Additional Principal Judge, Family Court, Rohtak to the Court of competent jurisdiction at District Courts, Jhajjar, which was preferred by the husband seeking dissolution of the marriage

with the wife, the present applicant.

Heard Mr. Vivek Khatri, Advocate for the petitioner and perused the records.

The lone ground that has come about by the wife is that she has filed a complaint case bearing FIR No. 90 dated 26.01.2020 under Sections 323, 34, 354, 406, 498-A and 506 IPC registered at Women Police Station Jhajjar and a complaint under Section 12, 18, 19, 20 and 22 under the Protection of Women from Domestic Violence Act which is also pending at Jhajjar.

It needs to be reiterated here that the relevant distance between Rohtak and Jhajjar is about 30 kilometers not much of distance in this fast moving world with all vehicular options available and the road between these two places is a fine metalled road. Merely because the wife wants it so the Court is not obliged to accede to her prayer.

What the Court can decipher from the petition is that in this battle between the husband and the wife, the wife is

trying to put into all efforts in order to harass the husband to satisfy her egoistic pursuits. The provisions of Section 24 CPC are to be sparingly used in exceptional circumstances, which are not apparent from the case before this Court.

Thus petition being without any merits stands dismissed in *limine*.

May 06, 2022

amit rana

(FATEH DEEP SINGH)

JUDGE

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