

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

TA 643 of 2021 (O&M)

Date of Decision: April 27, 2022

Gurveen Kaur ...Applicant

Versus

Manmeet Singh ... Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Raina Godara, Advocate
as legal aid counsel for the applicant.

Mr. G.B.S. Dhillon, Advocate
for the respondent.

FATEH DEEP SINGH, J. (Oral)

The wife applicant Gurveen Kaur has come up before this Court under Section 24 of the CPC seeking transfer of proceedings under Section 13 of the Hindu Marriage Act in case titled as **“Manmeet Singh Vs. Gurveen Kaur”** bearing HMA No. 628/2020 dated 05.11.2020 pending before the Principal Judge (Family Court), SAS, Nagar, Mohali to a

competent Court at Patiala.

The primary reasons spelled out by the wife is that of distance between Patiala where she is residing and Mohali where proceedings are pending.

The husband in his response has taken plea that there was not much of difference between them and it is her in-laws who are creating problems and has even in his averments claimed that on one day he was assaulted by the wife and her relatives but even other in-laws too was assaulted and had shown his apprehension at the hands of the wife and her parents.

Upon hearing learned counsel for the parties and upon perusal of the records.

It is well enunciated in the pleadings that the parties are at loggerheads and have left no stone unturned to get a chance to have legal recourse. The wife had lodged DDR against the husband (Annexure P-2) and had tried to support her claim by filing of copies of MLR (Annexures P-3 and P-4).

The husband on the other had pleads that the present petition is nothing but a counter claim to his divorce petition and termed the conduct of the wife and her family to be intimidatory and threatening to his life citing earlier instances. The husband has claimed that he has lodged FIR (Annexure P-5) against the family of the petitioner who had instituted against him maintenance proceedings under Section 125 of Cr.P.C.

From this all, it is reflected that the relations of the parties had gone to such an extent that they are beyond retribution. The FIR (Annexure P-5) lodged by the husband and the apology in the writing (Annexure R-3) tendered by the wife are reflective of her behaviour and intimidatory acts.

From this, the Court can reasonably infer that the husband too is at a disadvantageous situation together with the fact that it is not in any manner displaced by the petitioner side that the other son-in-law of family of the petitioner too has been assaulted are strengthening this plea of the Court if the prayer of the wife is accepted she might be more threatening to the life

of the husband.

In the light of what has been come across this Court as detailed and discussed above, this Court does not feel that there is overwhelming reasons for transferring the matter at the behest of the wife.

The petition being devoid of merits stands dismissed.

April 27, 2022
amit rana

(FATEH DEEP SINGH)
JUDGE

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