

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

CRM-M-30828-2022

Date of decision: 19.07.2022

Harkirat Singh

...Petitioner

Versus

Kamaldeep Kaur

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Narender Singh Kamboj, Advocate
for the petitioner.

...

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 407, Cr.P.C., seeking transfer of the petition filed under Section 125, Cr.P.C. titled Kamaldeep Kaur Versus Harkirat Singh bearing No. MNT125/459/2021 (Annexure P-1), pending before the Court of Additional Principal Judge Family Court, Bathinda and application filed under Sections 12 and 18 of the Protection of Women from Domestic Violence Act, 2005, filing No.4046/2021 dated 09.06.2021 (Annexure P-2), pending before the Court of Chief Judicial Magistrate, Bathinda to the competent Court of jurisdiction at District Court, Faridkot or any other competent Court.

Heard counsel for the petitioner.

Sole ground on which transfer of the petitions instituted by the respondent has been sought, is that one Jagpreet Singh, who is working as a Clerk, with a lawyer practising at District Court Bathinda, has been threatening the petitioner and it is not possible for the petitioner to attend the Court proceedings at Bathinda. There is no material on the record to connect the said Jagpreet Singh with the respondent and no reason has been assigned as to why Jagpreet Singh will intimidate the petitioner. It appears that the objective behind the instant petition is to harass the respondent, who is the estranged wife of the petitioner, and is residing at Bathinda. The ground set up by the petitioner is flimsy and the prayer made cannot be entertained.

Petition is merit less and is hereby dismissed.

(SUVIR SEHGAL)
JUDGE

19.07.2022
Pardeep

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No