

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.508 OF 2009

Jagroop Kaur alias Jasmeen ...Petitioner

Versus

Harpinder Singh alias Happy ...Respondent

O R D E R

1. In this petition, the petitioner has prayed for transfer of H.M.P. No. 111 of 2008 filed by the respondent under Section 13 of the Hindu Marriage Act, 1955, which is pending in the Court of District Judge, Rampur (Uttar Pradesh).

2. The petitioner is a resident of Amritsar. She has sought transfer of the afore-mentioned case mainly on the grounds of financial incapacity and difficulty in travelling alone from Amritsar to Rampur for the purpose of attending the proceedings of the case filed by the respondent.

3. In the counter affidavit filed by him, the respondent has not denied the petitioner's assertion that she is residing at Amritsar but, at the same time, he has averred that he will not be able to conduct the case at Amritsar

2

because he and his family members are being continuously harassed and threatened by the petitioner and her family members every time they go to attend the proceedings of the case pending at Amritsar.

4. We have heard learned counsel for the parties and perused the record. Since the respondent has not denied the fact that the petitioner is a resident of Amritsar and she will face serious difficulty in traveling from Amritsar to Rampur for attending the proceedings of divorce case, this petition is allowed and H.M.P. No. 111 of 2008 titled "Harpinder



The transfer petition is allowed in terms of signed order placed on the file.

In the facts and circumstances of the case, we direct the Superintendent of Police of Amritsar to provide adequate protection to the respondent so as to enable him to attend the Court at Amritsar.

5

(A.D. Sharma)

(Phoolan Wati Arora)

Court Master

Court Master

(Signed Order is placed on the file)