

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Transfer Petition (Civil) No. 52 of 2025

Farjana Praween @ Farjana Parween, aged about 34 years, daughter of Md. Yasin Mian, resident of village Panderpala, Opp. Imam Bara, P.O. and P.S.- Bhuli, District-Dhanbad, Jharkhand **Petitioner**

Versus

Anwar Ansari, son of Late Albabu Ansari, resident of village Telo, Tota-Nuragadia, P.O. Telo, P.S. Chandrapura, Dist. Bokaro, Jharkhand

... .. **Opp. Party**

CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR
SRIVASTAVA

For the Petitioner	: Mr. Zaid Ahmed, Advocate
For the Opp. Party	: Mrs. J. Mazumdar, Advocate

Order No. 07/ Dated: 18th September, 2025

Heard learned counsel for the parties.

2. The instant petition has been filed under Section 24 of the Code of Civil Procedure for transfer of Original Suit No. 696 of 2024 filed under Special Marriage Act, 1954 of 27 for seeking decree of divorce pending before the Court of Learned Principal Judge, Family Court, Bokaro, Camp at Tenughat to the Court of Learned Principal Judge, Family Court, Dhanbad.

3. Learned counsel for the petitioner submits that the marriage of petitioner was solemnized with the Opp. Party on 11.05.2012. Further it is submitted that after the marriage petitioner went to her matrimonial home and resided with her husband (Opp.Party). It is also submitted that from this wedlock; petitioner has been blessed with two daughters namely Falak and Aisha and living along with two minor children on her parental home and unable to effectively pursue the case filed by her husband under Section 27 of Special Marriage Act, 1954 filed by her husband for decree of divorce which is pending before the Court of Learned Principal Judge, Family Court, Bokaro, Camp at Tenughat. The

petitioner has also instituted a case under Section 125 of Cr. P.C. which has been disposed of and maintenance is being provided by the opp. party. It is submitted that the complaint case under Section 498A is also pending at Civil Court, Dhanbad before the Learned court of Judicial Magistrate, First Class, therefore, the divorce case pending before the Court of Learned Principal Judge, Family Court, Bokaro, Camp at Tenughat may be transferred to the Court of Learned Principal Judge, Family Court, Dhanbad.

4. On the other hand, learned counsel appearing for the opposite party has submitted that the petitioner resides at Katras from where the distance of Bokaro is about 25 kms and it would also be feasible to the opp. party to attend the Court of Bokaro which is situated at a distance of near about 30 km from Bermo at Tenughat Court. Therefore, the case may be transferred to the Court of Family Judge, Presiding Officer, Bokaro.

5. Considering the rival submissions of the parties and the fact that two cases has been instituted by the petitioner at Dhanbad Court and she is living along with two minor children at her parental home, therefore, considering the convenience of the petitioner, the proceeding of Original Suit No. 696 of 2024 pending before the Court of Learned Principal Judge, Family Court, Bokaro, Camp at Tenughat is hereby transferred to the Court of Learned Principal Judge, Family Court, Dhanbad.

6. In result, the instant transfer petition is allowed.

(Pradeep Kumar Srivastava, J.)

18.09.2025
Basant