

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE BASANT BALAJI

WEDNESDAY, THE 19TH DAY OF FEBRUARY 2025 / 30TH MAGHA, 1946

TR.P(C) NO. 421 OF 2024

OP NO.874 OF 2024 OF FAMILY COURT,THIRUVANANTHAPURAM

PETITIONERS/RESPONDENTS:

HARITHA SAJIKUMAR

AGED 26 YEARS

D/O KUMARI V MALLIKA, KALAKKATTU MEKKATHIL,
THAZHAKKARA, MAVELIKKARA, KUNNAM P.O, ALAPUZHA,, PIN -
690108

BY ADV JOHNSON MANAYANI

RESPONDENT/PETITIONER:

AYUSH S NATHAN

S/O S.L NATHAN, AYUSH BHAVANAM, NJAKKANAL, KRISHNAPURAM
P.O, ALAPUZHA, PIN - 690533

BY ADVS.

SUJESH KUMAR K P

KEERTHI K.NARAYANAN(K/1078/2005)

S.SHALU(K/254/2012)

ASWIN B.(K/002831/2022)

JEEVAN JOY(K/3238/2022)

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
19.02.2025, ALONG WITH Tr.P(C).15/2025, 456/2024, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:



IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE BASANT BALAJI

WEDNESDAY, THE 19TH DAY OF FEBRUARY 2025 / 30TH MAGHA, 1946

TR.P(C) NO. 15 OF 2025

OP NO.1521 OF 2024 OF FAMILY COURT, MAVELIKKARA

PETITIONER/RESPONDENT:

AYUSH S NATHAN
AGED 30 YEARS
S/O S I NATHAN, FLAT NO.403, ZANIAH, MENAMKULAM,
KAZHAKKUTTAM P O, THIRUVANANTHAPURAM, PIN - 695301

BY ADV K.P.SUJESH KUMAR

RESPONDENT/PETITIONER:

HARITHA SAJIKUMAR
AGED 26 YEARS
D/O KUMARI V MALLIKA, KALAKATTU MEKKATHIL,
THAZHAKKARA, KUNNAM PO, MAVELIKKARA, ALAPPUZHA
DISTRICT, PIN - 690108

BY ADVS.
JOHNSON MANAYANI
JEEVAN MATHEW MANAYANI(K/560/2011)

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 19.02.2025, ALONG WITH Tr.P(C).421/2024 AND CONNECTED CASES, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



2025:KER:15869

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE BASANT BALAJI

WEDNESDAY, THE 19TH DAY OF FEBRUARY 2025 / 30TH MAGHA, 1946

TR.P(C) NO. 456 OF 2024

OP NO.992 OF 2024 OF FAMILY COURT, THIRUVANANTHAPURAM

PETITIONERS/RESPONDENTS:

- 1 HARITHA SAJIKUMAR
AGED 26 YEARS
HARITHA SAJIKUMAR, D/O.KUMARI V MALLIKA, RESIDING AT
KALAKKATTU MEKKATHIL, THAZHAKKARA, MAVELIKKARA,
KUNNAM.P.O, ALAPPUZHA DISTRICT, PIN - 690108

- 2 KUMARI.V.MALLIKA
AGED 52 YEARS
KUMARI.V.MALLIKA, W/O.LATE SAJIKUMAR, KALAKKATTU
MEKKATHIL, THAZHAKKARA, MAVELIKKARA, KUNNAM.P.O,
ALAPPUZHA DISTRICT,, PIN - 690108

BY ADV JOHNSON MANAYANI

RESPONDENT/PETITIONER:

AYUSH.S.NATHAN
S/O.S.L.NATHAN, AYUSH BHAVANAM, NJAKKANAL,
KRISHNAPURAM.P.O, ALAPPUZHA DISTRICT, PIN - 690533

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 19.02.2025, ALONG WITH Tr.P(C).421/2024 AND CONNECTED CASES, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



O R D E R

(Dated this the 19th day of February, 2025)

[Tr.P(C) Nos.421/2024, 15/2025, 456/2024]

Tr.P(C) Nos.421/2024 & 456/2024

Tr.P(C) No.421 is filed by the petitioner for seeking transfer of OP Nos.874/2024 pending before the Family Court, Thiruvananthapuram, to the Family Court, Mavelikkara. Tr.P(C) No.456/2024 is filed by the petitioner along with her mother seeking transfer of OP No.992/2024 pending before the Family Court, Thiruvananthapuram, to the Family Court, Mavelikkara.

2. The respondent is the petitioner's husband. Their marriage was solemnized on 18.01.2023 as per the Hindu customary rights. Thereafter, they resided together in the residence of the respondent in Thiruvananthapuram. Due to harassment from the side of the respondent, and his parents, their matrimonial relationship continued only for an year. Thereafter, the petitioner approached the Attingal Police Station, and a crime has been registered as Crime No.0269/2024. In the meantime, the petitioner has received a



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notice in OP No.874/2024 from the Family Court, Thiruvananthapuram, filed by the respondent. The respondent also filed OP No.992/2024 before the same court.

3. The contentions raised in these Transfer Petitions are that the petitioner is residing in Mavelikkara, and the Family Court, Thiruvananthapuram, is 120 kms away from her residence, whereas the Family Court, Mavelikkara, is situated at a distance of 5 kms from her residence. Since her mother is a widow and suffering from various illnesses, there is no one to assist or accompany them to the Family Court, Thiruvananthapuram, to attend the court proceedings. Therefore, prays for transferring the above OPs.

4. Notice issued from this Court has been served on the respondent and Adv.Johnson Manayani appears for the respondent.

5. The counsel for the petitioners as well as the respondent submit that the disputes between the parties have



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already been settled and an agreement has been executed.

Therefore, they submit that the entire issue can be resolved in the Family Court, Mavelikkara.

Therefore, these transfer petitions are allowed. O.P. Nos.874/2024 and 992/2024 pending before the Family Court, Thiruvananthapuram, are withdrawn and transferred to the Family Court, Mavelikkara. The Family Court, Thiruvananthapuram, shall immediately transfer the records to the Family Court, Mavelikkara. On receipt of the records, the Family Court, Mavelikkara, shall dispose of the cases in accordance with law. The parties shall appear before the Family Court, Mavelikkara, on 13.03.2025.

Tr.P(C) No.15/2025

This Transfer Petition has been filed by the husband seeking transfer of O.P No.1521/2024, pending before the Family Court, Mavelikkara, to the Family Court, Thiruvananthapuram.

Since I have already allowed Tr.P(C) Nos.421/2024 &



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456/2024 filed by the wife of the petitioner herein, seeking transfer of O.P. Nos.874/2024 and 992/2024 pending before the Family Court, Thiruvananthapuram, to the Family Court, Mavelikkara, Tr.P(C) No.15/2025 is dismissed.

Sd/-

BASANT BALAJI

JUDGE

JS



APPENDIX OF TR.P(C) 15/2025

PETITIONER ANNEXURES

Annexure A1 TRUE COPY OF THE JUDGMENT IN BA
NO.1758/2024 ON THE FILE OF THIS HONOURABLE
COURT, DATED 11/03/2024

Annexure A2 TRUE COPY OF THE NOTICE RECEIVED BY THE
PETITIONER IN OP NO.1521/2024 ON THE FILE OF
THE FAMILY COURT, MAVELIKKARA,



APPENDIX OF TR.P(C) 456/2024

PETITIONER ANNEXURES

Annexure A1	A TRUE COPY OF THE NOTICE ISSUED TO THE 1ST PETITIONER REGARDING FILING OF O.P.NO.992/2024
Annexure A2	TRUE COPY OF THE COVER SENDING ANNEXURE-A1 NOTICE
Annexure A3	A TRUE COPY OF THE NOTICE ISSUED TO THE 2ND PETITIONER REGARDING FILING OF O.P.NO.992/2024
Annexure A4	TRUE COPY OF THE COVER SENDING ANNEXURE-A3 NOTICE
Annexure A5	A TRUE COPY OF THE INTERIM ORDER DATED 25.06.2024 IN TR.P(C)NO.421/2024 OF THIS HONOURABLE COURT



APPENDIX OF TR.P(C) 421/2024

PETITIONER ANNEXURES

Annexure A1 A TRUE COPY OF THE NOTICE ISSUED BY FAMILY COURT, TRIVANDRUM DATED 10.6.2024

Annexure A2 TRUE COPY OF THE POSTAL COVER REGARDING THE NOTICE IS ENVELOPED, DATED NIL.

ANNEXURE-A3 A TRUE COPY OF THE ADHAR CARD OF THE PETITIONER

ANNEXURE-A4 A TRUE COPY OF THE ELECTRICITY BILLS OF THE PETITIONER HOUSE

ANNEXURE-A5 A TRUE COPY OF THE WATER BILLS OF THE PETITIONER HOUSE

ANNEXURE-A6 A TRUE COPY OF THE LETTER DATED 22.8.2024 ISSUED BY THE PRESIDENT OF THAZHAKARA GRAMA PANCHAYAT, WHO IS THE NEIGHBOUR OF THE PETITIONER