

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. 554 OF 2024

OPHMA NO.574 OF 2024 OF FAMILY COURT, PATHANAMTHITTA

PETITIONER/RESPONDENT:

SALINI RAJ
AGED 26 YEARS
W/O RAHUL.T, KAMALALAYAM, CHUNAKARA.P.O CHUNAKKARA,
MAVELIKKARA, ALAPPUZHA, PIN - 690534

BY ADVS.
V.VIJITHA
HARISHMA P. THAMPI

RESPONDENT/PETITIONER:

RAHUL.T
AGED 37 YEARS
S/O THAMPI.K.S KOCHU THUNDIL, KONNI VAYALAR.P.O,
PATHANMTHITTA, PIN - 691554

BY ADV K.K.RAZIA

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
19.02.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



2025:KER:14470

O R D E R(Dated this the 19th day of February, 2025)

This transfer petition has been filed seeking the transfer of O.P. (HMA) No.574/2024, pending before the Family Court, Pathanamthitta, to the Family Court, Mavelikkara.

2. The petitioner is the wife of the respondent. They got married on 12.01.2017 and two children were born to them. Due to marital discord, the petitioner is residing along with her children at her paternal home in Mavelikkara. She filed MC No.315/2023 for maintenance for her and the two minor children before the Family Court, Mavelikkara. The petitioner, thereafter, preferred O.P.(Others) No.2034/2023 against the respondent and his mother before the same court for return of gold ornaments and money. Subsequently, the respondent preferred OP (HMA) No.574/2024, before the Family Court, Pathanamthitta.

3. The case of the petitioner is that she resides in her paternal house with two minor children, and it will be extremely difficult for her to get to the Family Court in Pathanamthitta. Her



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father passed away and she currently resides with her mother, who is the only one to look after the children. Since two cases are pending before the Family Court, Mavelikkara, no prejudice will be caused to the respondent, if the transfer is effected, and all cases can be tried together.

4. The counsel for the respondent has no objection in transferring the petition to the Family Court, Mavelikkara.

In the result, this transfer petition is allowed. OP (HMA) No.574/2024, pending before the Family Court, Pathanamthitta, is withdrawn and transferred to the Family Court, Mavelikkara. The Family Court, Pathanamthitta, shall immediately transfer the records to the Family Court, Mavelikkara. The parties shall appear before the Family Court, Mavelilkkara, on 12.03.2025.

Sd/-
BASANT BALAJI
JUDGE

JS



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APPENDIX OF TR.P(C) 554/2024

PETITIONER ANNEXURES

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| Annexure A1 | A TRUE COPY PETITION IN M.C NO. 315/2023
PENDING BEFORE THE FAMILY COURT
MAVELIKKARA |
| Annexure A2 | A TRUE COPY OF THE PETITION IN O.P (OTHERS)
NO. 2034/2023 PENDING BEFORE THE FAMILY
COURT MAVELIKKARA |
| Annexure A3 | A TRUE COPY OF THE NOTICE IN O.P.(H.M.A)
NO.574/2024 ISSUED AGAINST THE PETITIONER
WHICH IS PENDING BEFORE THE HON'BLE FAMILY
COURT, PATHANAMTHITTA, DATED 6/8/2024 |