

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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2025:KER:19364

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE DR. JUSTICE KAUSER EDAPPAGATH

THURSDAY, THE 6TH DAY OF MARCH 2025 / 15TH PHALGUNA, 1946

TR.P(CRL.) NO. 129 OF 2024

TO TRANSFER MC NO.62 OF 2024 PENDING BEFORE THE FAMILY COURT,
MUVATTUPUZHA TO THE FAMILY COURT, IRINJALAKUDA

PETITIONER/RESPONDENT:

DR. ABID S
AGED 35 YEARS, S/O. SALAHUDEEN,
KOLENGATTUPARAMBIL HOUSE,
MATHILAKOM P. O.,
PAPPINIVATTOM VILLAGE DESOM,
KODUNGALLOOR TALUK,
THRISSUR DISTRICT, PIN - 680685

BY ADVS.
S.VINOD BHAT
ANAGHA LAKSHMY RAMAN
V.NAMITHA
GITANJALI SADAN PILLAI

RESPONDENT/PETITIONER:

DR. NADHAMOL
AGED 27 YEARS, W/O. DR. ABID S,
NOW RESIDING AT NAICHERIYIL (NEYSSERIVEETIL)
AMINAS, D/O. MUHAMMED ASHARAF,
BUILDING NO. 14/118C, PEZHAKKAPPILLY,
PAIPRA PANCHAYAT, MULAVOOR VILLAGE,
MUVATTUPUZHA TALUK, PIN - 686673
AS PER MARRIAGE CERTIFICATE:
NAICHERIYIL (H) (AMINAS), MANNAN P. O.,
ALAPPUZHA, PIN - 688538,

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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2025:KER:19364

WORKING AS CASUALTY MEDICAL OFFICER AT
ST. GEORGE HOSPITAL, P.O. JUNCTION,
MUVATTUPUZHA, ERNAKULAM, PIN - 686661
LAL K JOSEPH

THIS TRANSFER PETITION (CRIMINAL) HAVING COME UP FOR
ADMISSION ON 06.03.2025, ALONG WITH Tr.P(C).383/2024,
660/2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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2025:KER:19364

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE DR. JUSTICE KAUSER EDAPPAGATH

THURSDAY, THE 6TH DAY OF MARCH 2025 / 15TH PHALGUNA, 1946

TR.P(C) NO. 383 OF 2024

TO TRANSFER OP NO.504 OF 2024 PENDING BEFORE THE FAMILY
COURT, IRINJALAKUDA TO THE FAMILY COURT, MUVATTUPUZHA

PETITIONERS/RESPONDENTS:

- 1 DR NADHAMOL
AGED 27 YEARS, D/O. MUHAMMED ASHARAF,
NAICHERIYIL HOUSE (AMINAS) ,
MANNACHERRY P.O., ALAPUZHA,
NOW RESIDING AT NAICHERIYIL
(AMINAS- RENTAL HOUSE) WITH FATHER MUHAMMED
ASHARAF, PEZHEYAKKAPILLY KARA,
MULAVOOR VILLAGE, PAIPRA PANCHAYAT,
MUVATTUPUZHA TALUK,
ERNAKULAM DISTRICT, PIN-688538, PIN - 688538
- 2 MUHAMMED ASHARAF
AGED 58 YEARS, S/O. ABDUL KADHER KUNJU,
NAICHERIYIL HOUSE (AMINAS) ,
MANNACHERRY P.O., ALAPUZHA,
NOW RESIDING AT NAICHERIYIL
(AMINAS- RENTAL HOUSE) ,
PEZHEYAKKAPILLY KARA, MULAVOOR VILLAGE,
PAIPRA PANCHAYAT, MUVATTUPUZHA TALUK,
ERNAKULAM DISTRICT, PIN-688538, PIN - 688538
- 3 SHENITHA ASHARAF
AGED 48 YEARS, W/O. MUHAMMED ASHARAF,
NAICHERIYIL HOUSE (AMINAS) ,
MANNACHERRY P.O., ALAPUZHA,
NOW RESIDING AT NAICHERIYIL
(AMINAS- RENTAL HOUSE) ,

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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PEZHEYAKKAPILLY KARA, MULAVOOR VILLAGE,
PAIPRA PANCHAYAT, MUVATTUPUZHA TALUK,
ERNAKULAM DISTRICT, PIN-688538, PIN - 688538

BY ADVS.

LAL K JOSEPH

P.MURALEEDHARAN (THURAVOOR) (K/1651/2000)

T.A.LUXY (L-78)

SURESH SUKUMAR (K/634/1997)

ANZIL SALIM (K/000447/2018)

SANJAY SELLEN (K/885/2021)

RESPONDENTS/PETITIONER:

- 1 DR ABID S.,
AGED 35 YEARS, S/O. K.K SALAHUDEEN,
RESIDING AT KOLANGATTUPARAMBIL HOUSE,
MATHILAKOM P.O., PAPPINIVATTOM VILLAGE
KODUNGALLOOR TALUK,
THRISSUR DISTRICT, PIN-680685, PIN - 680685
- *2 MUHAMMED YASIN **[CORRECTED]
AGED 27 YEARS, S/O. MUHAMMED,
ILLICKAL HOUSE, EDAKKARA P.O.,
MUSLIYAR ANGADI DESOM, EDAKKARA VILLAGE,
NILAMBUR TALUK, MALAPPURAM DISTRICT, PIN-679331

*[R2 IMPEADED AS PER ORDER DATED 05/07/2024 IN
IA.NO.2/2024 IN TR.P(C)NO.383/2024)
**[NAME OF THE ADDL.R2 CORRECTED AS "YASIN NIYAS"
INSTEAD OF "MUHAMMED YASIN" AS PER ORDER DATED
06/11/2024 IN IA NO. 5/2024 IN TR.P.(C) 383 OF
2024]

BY ADVS.

S.VINOD BHAT

ANAGHA LAKSHMY RAMAN

V.NAMITHA

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 06.03.2025, ALONG WITH Tr.P(Crl.).129/2024 AND
CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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2025:KER:19364

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE DR. JUSTICE KAUSER EDAPPAGATH

THURSDAY, THE 6TH DAY OF MARCH 2025 / 15TH PHALGUNA, 1946

TR.P(C) NO. 660 OF 2024

TO TRANSFER OP NO.510 OF 2024 PENDING BEFORE THE FAMILY
COURT, IRINJALAKUDA TO THE FAMILY COURT, MUVATTUPUZHA

PETITIONER/RESPONDENT:

DR. NADHAMOL
AGED 27 YEARS, D/O. MUHAMMED ASHARAF,
NOW RESIDING AT: NAICHERIYIL HOUSE,
NEAR SAIBAN HOSPITAL, PEZHAKKAPILLY P.O.,
MULAVOOR VILLAGE DESOM, MUVATTUPUZHA TALUK,
ERNAKULAM DISTRICT, PINCODE - 686673,
HAVING PERMANENT ADDRESS AT: NAICHERY (AAMINAS),
MANNANCHERRY P.O., MANNANCHERRY VILLAGE,
AMBALAPUZHA TALUK, ALAPPUZHA DISTRICT - 688522,
AND WAS RESIDING AT NAICHERY (AAMINAS),
14/118/AC, PEZHAKKAPILLY P.O.,
MULAVOOR VILLAGE, MULAVOOR DESOM,
MUVATTUPUZHA TALUK, ERNAKULAM DISTRICT,
PINCODE - 686673, (DR.NADHA MOL, M.B.B.S.,
SANTHWANAM CLINIC, EAST OKKAL,
CHELAMATTOM P.O.,
ERNAKULAM DISTRICT, PIN - 683550

BY ADVS.
LAL K.JOSEPH
P.MURALEEDHARAN (THURAVOOR)
T.A.LUXY
SURESH SUKUMAR
ANZIL SALIM
SANJAY SELLEN
SONIA SHIBU

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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RESPONDENT/PETITIONER:

DR.ABID
AGED 35 YEARS, S/O. SALAHUDHEEN,
KOLANGAATTU PARAMBIL, MATHILAKAM P.O.,
PAPPINIVATTOM VILLAGE DESOM,
KODUNGALLOOR TALUK,
THRISSUR DISTRICT,, PIN - 680685

BY ADVS.
VINOD BHAT S
ANAGHA LAKSHMY RAMAN(K/000767/2015)
V.NAMITHA(K/1090/2011)

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 06.03.2025, ALONG WITH Tr.P(Crl.).129/2024 AND
CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:



ORDER

All these transfer petitions are connected. They are in respect of the three cases pending before the Family Court, Muvattupuzha and Family Court, Irinjalakkuda, between the husband and the wife.

2. O.P.Nos. 504 and 510 of 2024 filed by the husband are pending before the Family Court, Irinjalakuda, whereas M.C.No. 62 of 2024 filed by the wife is pending before the Family Court, Muvattupuzha.

3. Transfer petition No. 129 of 2024 has been filed by the husband to transfer M.C.No. 62 of 2024 to the Family Court, Irinjalakuda and Transfer Petition Nos. 383 and 660 of 2024 have been filed by the wife to transfer O.P.Nos. 504 and 510 of 2024 to the Family Court, Muvattupuzha.

4. I have heard both sides.



5. The wife is a native of Muvattupuzha. It is submitted that she is a cancer survivor. She is a doctor by profession. She is practicing at Muvattupuzha. The husband also is a doctor. He is practicing at Irinjalakuda. It is settled that while considering the transfer petitions relating to family matters, the convenience of the wife has to be given predominance. Hence, O.P.Nos. 504 and 510 of 2024 pending before the Family Court, Irinjalakuda are withdrawn and transferred to the Family Court, Muvattupuzha for trial and disposal along with M.C.No.62 of 2024.

These transfer petitions are disposed of as above.

Sd/-
DR. KAUSER EDAPPAGATH
JUDGE

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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APPENDIX OF TR.P(CRL.) 129/2024

PETITIONER ANNEXURES

- ANNEXURE 1 THE TRUE COPY OF M.C. 62/2024 DATED 04-06-2024
FILED BEFORE THE FAMILY COURT, MUVATTUPUZHA
- ANNEXURE 2 THE TRUE COPY OF THE MEDICAL CERTIFICATE DATED
12.06.2024 ISSUED BY THE ONCOLOGIST AT
RAJAGIRI HOSPITAL TO THE RESPONDENT
- ANNEXURE 3 THE TRUE COPY OF THE MEDICAL CERTIFICATE
ISSUED BY THE RESPONDENT TO A PATIENT ON
03.09.2024 FROM ST. GEORGE HOSPITAL,
MUVATTUPUZHA

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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APPENDIX OF TR.P(C) 383/2024

PETITIONER ANNEXURES

- ANNEXURE A1 TRUE COPY OF DISCHARGE SUMMARY DATED
05/01/2024 ISSUED FROM RAJAGIRI HOSPITAL,
ALUVA, ERNAKULAM
- ANNEXURE A2 TRUE COPY OF DISCHARGE SUMMARY DATED
10/02/2024 ISSUED FROM RAJAGIRI HOSPITAL,
ALUVA, ERNAKULAM
- ANNEXURE A3 TRUE COPY OF COMPROMISE STATEMENT DATED
20/01/2024 FILED IN OP NO. 1521 OF 2023
BEFORE THE FAMILY COURT, IRINGALAKKUDA
- ANNEXURE A4 TRUE COPY OF PETITION IN I.A NO. 2 OF 2024
IN OP NO. 504 OF 2024 ON THE FILE OF THE
FAMILY COURT, IRINGALAKKUDA
- ANNEXURE A5 TRUE COPY OF NOTICE IN I.A NO. 2 OF 2024 IN
OP NO. 504 OF 2024 ON THE FILE OF THE
FAMILY COURT, IRINGALAKKUDA
- ANNEXURE A6 TRUE COPY OF PETITION IN M.C NO. 62 OF 2024
BEFORE THE FAMILY COURT, MUVATTUPUZHA

RESPONDENT ANNEXURES

- ANNEXURE-R2 (A) TRUE COPY OF TRAVEL TICKET OF THE 1ST
PETITIONER FROM KOTTAYAM TO BANGALORE DATED
09-06-2023
- ANNEXURE-R2 (B) TRUE COPY OF TRAVEL TICKET OF THE 1ST
PETITIONER FROM BANGALORE TO KOTTAYAM DATED
11-06-2023
- ANNEXURE-R1 TRUE COPY OF MEDICAL CERTIFICATE DATED 12-
06-2024 ISSUED BY THE ONCOLOGIST AT
RAJAGIRI HOSPITAL

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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ANNEXURE-R2 (C)	TRUE COPY OF TRAVEL TICKET OF THE 1ST PETITIONER FROM ALUVA TO BANGALORE DATED 22-07-2023
ANNEXURE-R2 (D)	TRUE COPY OF TRAVEL TICKET OF THE 1ST PETITIONER FROM BANGALORE TO TRIPUNITHURA DATED 24-07-2023
ANNEXURE R2 (E)	TRUE COPY OF TRAVEL TICKET OF THE 1ST PETITIONER FROM ALUVA TO BANGALORE DATED 22-12-2023
ANNEXURE-R2 (F)	TRUE COPY OF TRAVEL TICKET OF THE 1ST PETITIONER FROM BANGALORE TO ERNAKULAM DATED 24-12-2023
ANNEXURE-R2 (G)	TRUE COPY OF TRAVEL TICKET OF THE 1ST PETITIONER FROM ALUVA TO MANGALORE DATED 21-10-2023
ANNEXURE-R3	TRUE COPY OF PETITION - OP 504/2024 FILED BY THE RESPONDENT BEFORE FAMILY COURT, IRINJALAKUDA
ANNEXURE R4	TRUE COPY OF THE MEDICAL CERTIFICATE ISSUED BY THE 1ST RESPONDENT TO A PATIENT ON 03-09-2024 FROM ST GEORGE HOSPITAL, MUVATTUPUZHA
ANNEXURE R5	TRUE COPY OF THE SALARY AND EXPERIENCE CERTIFICATE ISSUED ON 01-07- 2024 TO THE 1ST RESPONDENT BY SANTHWANAM CHARITABLE SOCIETY
ANNEXURE R6	THE TRUE COPY OF THE SALARY AND EXPERIENCE CERTIFICATE ISSUED ON 21-08-2024 TO THE 1ST RESPONDENT BY ST GEORGE HOSPITAL, MUVATTUPUZHA

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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2025:KER:19364

APPENDIX OF TR.P(C) 660/2024

PETITIONER ANNEXURES

- ANNEXURE A1** THE TRUE COPY OF THE DISCHARGE SUMMARY DATED 05/01/2024 ISSUED FROM THE RAJAGIRI HOSPITAL, ALUVA, ERNAKULAM
- ANNEXURE A2** THE TRUE COPY OF THE DISCHARGE DATED 10/02/2024 ISSUED FROM THE RAJAGIRI HOSPITAL, ALUVA, ERNAKULAM
- ANNEXURE A3** THE TRUE COPY OF THE COMPROMISE STATEMENT DATED 20/01/2024 WAS FILED IN OP.NO.1521/2023 BEFORE THE FAMILY COURT, IRINJALAKUDA SIGNED BY THE PETITIONER WIFE AND THE RESPONDENT HUSBAND AND HIS PARENTS
- ANNEXURE A4** THE TRUE COPY OF THE OP. NO.510/2024 FILED BY THE RESPONDENT HUSBAND BEFORE THE HON'BLE FAMILY COURT, IRINJALAKUDA
- ANNEXURE A5** THE TRUE COPY OF THE MC. NO.62/2024 DATED 4/6/2024 FILED BEFORE THE FAMILY COURT, MAVATTUPUZHA

RESPONDENT ANNEXURES

- ANNEXURE-R1** TRUE COPY OF MEDICAL CERTIFICATE DATED 12-06-2024 ISSUED BY THE ONCOLOGIST AT RAJAGIRI HOSPITAL
- ANNEXURE-R2** TRUE COPY OF SALARY AND EXPERIENCE CERTIFICATE ISSUED ON 01-07-2024 TO THE PETITIONER BY SANTHWANAM CHARITABLE SOCIETY
- ANNEXURE-R3** TRUE COPY OF SALARY AND EXPERIENCE CERTIFICATE ISSUED ON 21-08-2024 TO THE PETITIONER BY ST. GEORGE HOSPITAL, MUVATTUPUZHA

Tr.P.(Crl.) No. 129 of 2024,
Tr.P.(C) Nos. 383 and 660 of 2024



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2025:KER:19364

ANNEXURE-R4 (A)	TRUE COPY OF TRAVEL TICKET OF THE PETITIONER FROM KOTTAYAM TO BANGALORE DATED 09-06-2023
ANNEXURE-R4 (B)	TRUE COPY OF TRAVEL TICKET OF THE PETITIONER FROM BANGALORE TO KOTTAYAM DATED 11-06-2023
ANNEXURE-R4 (C)	TRUE COPY OF TRAVEL TICKET OF THE PETITIONER FROM ALUVA TO BANGALORE DATED 22-07-2023
ANNEXURE-R4 (D)	TRUE COPY OF TRAVEL TICKET OF THE PETITIONER FROM BANGALORE TO TRIPUNITHURA DATED 24-07- 2023
ANNEXURE-R4 (E)	TRUE COPY OF TRAVEL TICKET OF THE PETITIONER FROM ALUVA TO BANGALORE DATED 22-12-2023
ANNEXURE-R4 (F)	TRUE COPY OF TRAVEL TICKET OF THE PETITIONER FROM BANGALORE TO ERNAKULAM DATED 24-12-2023
ANNEXURE-R4 (G)	TRUE COPY OF TRAVEL TICKET OF THE PETITIONER FROM ALUVA TO MANGALORE DATED 21-10-2023
ANNEXURE-R5	TRUE COPY OF MEDICAL CERTIFICATE ISSUED BY THE PETITIONER TO A PATIENT ON 03-09-2024