



IN THE HIGH COURT OF ORISSA AT CUTTACK

TRP(C) No.13 of 2025

Rojina Swain

....

Petitioner

Mr. B.K. Raj, Advocate

-versus-

Kanan Kumar Bhol

....

Opposite Party

Mr. B.B. Routray, Advocate

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

22.07.2025

Order No.

05.

This matter is taken up through hybrid mode.

2. This transfer petition has been filed by the Petitioner-wife for transfer of C.P No.325 of 2024 filed by the Opposite Party-husband, pending in the Court of Judge, Family Court-I, Bhubaneswar, to the Court of Judge, Family Court, Kendrapara.

3. Heard Learned Counsel for the parties.

4. Reiterating the grounds urged in the transfer petition, learned Counsel for the Petitioner-wife prays for transfer of proceeding to the Court of Judge, Family Court, Kendrapara.

5. Learned Counsel for the Opposite Party submits, his client is serving as a Technical Grade-III Crane Operator in East Coast Railways and at present posted at Bhubaneswar. He further submits, if this Court intends to transfer the proceeding to Kendrapara, his client may be permitted to appear through virtual mode.



6. Learned Counsel for the Petitioner submits, he has no objection to such prayer of the Opposite Party for appearing through virtual mode, if the concerned Court permits so.

7. However, in view of the reasons detailed in the transfer petition so also submissions made by learned Counsel for the parties and the settled position of law, the prayer made in the transfer petition is allowed. The Judge, Family Court-I, Bhubaneswar is directed to transmit the case record in C.P No.325 of 2024 to the Court of Judge, Family Court, Kendrapara at the earliest, preferably within a period of one week from the date of production of certified copy of this order.

8. On receiving the case record in C.P No.325 of 2024 from the Court of Judge, Family Court-I, Bhubaneswar, the Judge, Family Court, Kendrapara shall re-register the said case, if so required, and proceed further in accordance with law giving due opportunity to both the parties.

9. For convenience of parties, both Crl. P. Execution Case No.52 of 2023 (arising out of Crl. P. No.124 of 2021) and C.P. No.325 of 2024 be posted to the same date.

10. The Judge, Family Court, Kendrapara is requested to post both Crl. P. Execution Case No.52 of 2023 (arising out of Crl. P. No.124 of 2021) and C.P. No.325 of 2024 to same date. For convenience of the parties, the Court below shall do well to explore the facilities of Video Conferencing available in the said Court and permit the parties to appear before him through virtual mode following due procedure, as prescribed under the Orissa High Court Video Conferencing for Courts Rules, 2020. However, on the dates of effective hearing i.e. for examination and cross-



examination of witnesses and other purposes, for which their presence may be required by the Court and if it is so ordered, the parties shall remain physically present before the Judge, Family Court, Kendrapara.

11. To avoid delay and notice, the parties are directed to make a query themselves or through their counsel regarding the date and purpose of posting of C.P. No.325 of 2024 and attend the Court of the Judge, Family Court at Kendrapara and participate in the proceeding in C.P. No.325 of 2024. Both the parties are further directed not to ask for unnecessary adjournments and cooperate with the Judge, Family Court, Kendrapara, who shall do well to conclude the proceeding in C.P. No.325 of 2024 at the earliest, preferably within a period of six months from the date of receipt of the record from the Court of Judge, Family Court-I, Bhubaneswar.

12. With the said observation and direction, the transfer petition stands disposed of.

13. Interim order dated 22.01.2025 passed in I.A. No.9 of 2025 stands vacated.

14. Office is directed to communicate a copy of this order to the Court of Judge, Family Court-I, Bhubaneswar so also the Judge, Family Court, Kendrapara for compliance.

15. Urgent certified copy of this order be granted on proper application as per rules.

(S.K. MISHRA)
JUDGE

Kanhu

Signature Not Verified

Digitally Signed
Signed by: KANHU BEHERA
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack.
Date: 23-Jul-2025 18:54:54

