

03.08.2026
Ct. No. 30
Sl. No.318
skg

CO 246 of 2026

Akhi Biswas Karmakar
-vs-
Shyama Prasad Biswas

Mr. Abhimanyu Banerjee, Adv.
Mr. Arnab Saha, Adv.
Mr. Abdul Nooman, Adv.
... for the Petitioner
Mr. Soham Banerjee, Adv.
Ms. Sneha Bera, Adv.
...for the opposite party

1. Affidavit of service filed be kept with the record.
2. The revisional application has been preferred by the wife/petitioner praying for transfer of Matrimonial Suit No. 2501 of 2025, from the Court of the learned Additional District Judge, 7th Court at Alipore, South 24 Parganas, to the Court of the learned District Judge at Alipurduar.
3. It is the case of the petitioner/wife that she is residing at Ward No. 19, Manna Dey Street, P.O. Alipurduar Court, P.S. Alipurduar, District. Alipurduar along with her child.
4. On the other hand the husband/opposite party is a resident at 62A, Dharmatala Road, near Indian Oil Petrol Pump, Bosepukur, Prantik Pally, P.So. & P.S.- Kasba, Kolkata and has filed the Matrimonial Suit at Alipore Court.

5. Considering the said difficulty of the petitioner/wife to travel to Alipore on regular basis, this Court relying upon the judgments of the Hon'ble Supreme Court in ***N.C.V. Aishwarya vs A.S. Saravana Karthik Sha, in Civil Appeal No(s). 4894 of 2022 (arising out of SLP (C) No(s). 16465 of 2021)***, decided on July 18, 2022, (Para 11, 12), directs that Matrimonial Suit be withdrawn from the Court of learned Additional District Judge, 7th Court at Alipore, South 24 Parganas and be transferred to the Court of learned District Judge at Alipurduar.
6. The learned learned District Judge, Alipurduar shall proceed with the suit in accordance with law with due notice upon both the parties.
7. Keeping in mind the case of the opposite party herein, the learned learned District Judge, Alipurduar, shall be at liberty to permit the opposite party to appear virtually, if such prayer is made.
8. **CO 246 of 2026** stands disposed of.
9. Parties to act on the server copy of this order.
10. Let a copy of this order be sent to the concerned Courts for immediate compliance.

[Shampa Dutt (Paul), J.]