

**20.04.2026
Item No.48
Court No. 30
Aloke**

CO 614 of 2026

**Smt. Moumita Mukhopadhyay
-vs-
Sri Bishnu Mukherjee**

**Mr. Partha Sarathi Mondal
... for the Petitioner**

1. The revisional application has been preferred by the wife/petitioner praying for transfer of Matrimonial Suit no. 2164 of 2025 under Section 22 of the Special Marriage Act, 1954, from the Court of the learned Additional District Judge, Fast Track Court, 1st Court, Barasat, North 24-Parganas to the Court of the learned District Judge, Howrah.

2. It is the case of the petitioner/wife that she is residing at 219/1, Netatji Subhas Road, Howrah.

3. On the other hand the husband/opposite party is a resident of Basak Bagan, P.S.-Laketown, P.O.-Shreebhumi, Kolkata and has filed the Matrimonial suit at Barasat Court, North 24-Parganas.

4. The petitioner/wife now prays that the suit being Matrimonial Suit no. 2164 of 2025 pending in the Court of the learned Additional District

Judge, Fast Track Court, 1st Court, Barasat, North 24-Parganas be transferred to the Court of the learned District Judge, Howrah.

5. Accordingly, in view of the judgment 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)***, the revisional application is required to be heard in presence of the opposite party.

6. Petitioner is directed to serve upon the opposite party and file affidavit of service on the next date of hearing.

7. Pending hearing of the revisional application under Section 24 of the Civil Procedure Code, the proceedings in Matrimonial Suit no. 2164 of 2025, pending before the Court of the learned Additional District Judge, Fast Track Court, 1st Court, Barasat, North 24-Parganas, be stayed till 17th June, 2026 or until further order whichever is earlier.

8. Matter to appear in the **monthly list of May, 2026** for further hearing.

(Shampa Dutt (Paul), J.)