

06.05.2026
Item No.23
Court No. 30
g.b.

CO 1736 of 2024

Chumki Mondal @ Chumki Mandal (Roy)
-vs-
Utsab Roy

Mr. Avinaba Patra
Mr. Subhadeep Ghosh
... for the Petitioner

- 1.** Affidavit of service filed be kept with the record.
- 2.** None appears for the opposite party.
- 3.** The revisional application has been preferred by the wife/petitioner praying for transfer of Matrimonial Suit no. 2661 of 2023 from the Court of the Learned Additional District & Sessions Judge, 6th Court at Alipore, South 24 Parganas to the Court of the Learned District & Sessions Judge, Malda.
- 4.** On hearing the learned counsel for the petitioner and on perusal of the materials on record, it appears that the Matrimonial Suit has been filed in the Court of the Learned Additional District & Sessions Judge, 6th Court

at Alipore, South 24 Parganas by the husband/opposite party herein.

5. The petitioner/wife herein resides at Debinagar, Dakshin Chandpur, P. O. Gouramari, P. S. Habibpur, District – Malda, PIN 732121.
6. Considering the difficulty of the petitioner/wife to travel to Court of 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No(s). 16465 of 2021), decided on July 18, 2022, (Para 11, 12)***, directs that Matrimonial Suit No. 2661 of 2023 be withdrawn from the Court of the Learned Additional District & Sessions Judge, 6th Court at Alipore, South 24 Parganas and be transferred to the Court of the Learned District & Sessions Judge, Malda.
6. Learned District & Sessions Judge, Malda 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 District & Sessions Judge, Malda shall be at liberty to permit the

opposite party to **appear virtually**, if such prayer is made.

8. CO 1736 of 2024 is 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.)