

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
TRANSFER PETITION (CIVIL.) NO(s). 56 OF 2013

PUJA SUMAN

Petitioner(s)

VERSUS

KOUSHAL KISHOR

Respondent(s)

O R D E R

In this petition filed under Section 25 of the Code of Civil Procedure, the petitioner has prayed for transfer of Matrimonial Suit No. 39 of 2012 titled Koushal Kishor vs. Puja Suman filed by the respondent before the Principal Judge, Family Court at Khagaria within the State of Bihar to the Court of District Judge, Dhanbad within the State of Jharkhand.

While issuing notice of the transfer petition, this Court had directed the parties to appear before the Mediation Centre of the Supreme Court to explore the possibility of an amicable settlement of the matrimonial dispute.

The report sent by the Mediation Centre shows that the mediation could not take place due to non-cooperation of the petitioner.

Notwithstanding the above, we feel that the ends of justice would be served by accepting the prayer made by the petitioner because on account of financial constraints and her inability to travel from Dhanbad within the State of Jharkhand to Khagaria within the State of Bihar she will not be in a position to contest the proceedings of the case filed by the respondent at Khagaria.

The transfer petition is accordingly allowed and Matrimonial Suit No. 39 of 2012 filed by the respondent before the Principal Judge, Family Court at Khagaria within the State of Bihar is transferred to the Court of District Judge, Dhanbad within the State of Jharkhand, who may transfer the same to the Family Court at Dhanbad for being disposed of in accordance with law.

.....J.
(G.S. SINGHVI)

.....J.
(SUDHANSU JYOTI MUKHOPADHAYA)

NEW DELHI;
August 08, 2013.

ITEM NO.6

COURT NO.2

SECTION XVIA

TRANSFER PETITION (CIVIL.) NO(s). 56 OF 2013

PUJA SUMAN

Petitioner(s)

VERSUS

KOUSHAL KISHOR

Respondent(s)

(With appln(s) for stay and office report)

Date: 08/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s)

Mr. Rahul Shukla, Adv.
For Dr. Kailash Chand,AOR.

For Respondent(s)

Mr. Shetank Shantanu, Adv.
Mr. Neeraj Shekhar,AOR.

UPON hearing counsel the Court made the following
O R D E R

The transfer petition is allowed in terms of the signed
order.

|(Sheetal Dhingra)
|AR-cum-PS

| |(Phoolan Wati Arora)
| |Court Master

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[Signed order is placed on the file]