

IN THE SUPREME COURT OF INDIA  
CRIMINAL/CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION(S)(CRIMINAL) No(s). 103/2021

ARATI CHATTERJEE & ANR.

Petitioner(s)

VERSUS

SADHVI MEHTA

Respondent(s)

WITH

T.P.(C) No. 568/2021

O R D E R

Heard learned counsel appearing for the petitioners and the respondent in both the transfer petitions.

Transfer petition (Cr1.) No. 103/2021 has been filed by the mother-in-law and husband of the respondent-wife and they seek to transfer the proceeding registered as COMA/402/2020 under the Protection of Women from Domestic Violence Act, 2005 pending in the court of learned Judicial Magistrate, First Class, Jalandhar, Punjab to a Court of competent jurisdiction at Bengaluru, Karnataka.

The petitioner in T.P.(C) No. 568/2021 is the husband and he seeks transfer of petition for Divorce instituted by the wife pending before the Court of Principal Judge, Family Court, Jalandhar, Punjab to the Family Court at Bangaluru, Karnataka. The respondent-wife resides in Jalandhar, Punjab.

In our opinion, as the matrimonial disputes also involve allegations against the mother-in-law also, who is an aged lady, convenience of the wife as also of her mother-in-law would have to be balanced. Both the proceedings, in our opinion, may be transferred to Delhi which is accessible, both from Jalandhar and Bengaluru.

We accordingly direct both the matters be transferred to Courts of competent jurisdiction at Tis Hazari Courts, New Delhi.

The records of the matters shall be sent to the transferee Courts and the Courts at New Delhi, shall proceed in the matters from the stages at which the matters are transferred to it.

The parties shall be at liberty to apply for being

heard, if necessary, through video conference facilities.

The Transfer Petitions stand allowed accordingly.

Pending application(s), if any, shall stand disposed of.

There shall be no order as to costs.

.....J.  
[ ANIRUDDHA BOSE ]

.....J.  
[ VIKRAM NATH ]

New Delhi;  
October 17, 2022.

ITEM NO.36

COURT NO.13

SECTION XVI-A

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Transfer Petition(s)(Criminal) No(s). 103/2021

ARATI CHATTERJEE &amp; ANR.

Petitioner(s)

VERSUS

SADHVI MEHTA

Respondent(s)

(FOR ADMISSION and IA No.26983/2021-STAY APPLICATION )

WITH

T.P.(C) No. 568/2021 (XVI-A)

(FOR ADMISSION and IA No.37759/2021-STAY APPLICATION)

Date : 17-10-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIRUDDHA BOSE

HON'BLE MR. JUSTICE VIKRAM NATH

For Petitioner(s) Mr. Ranjan Mukherjee, Adv.  
Ms. Aayushi, Adv.  
Mr. Gautam Kr. Barua, Adv.  
Ms. Reena Pandey, AOR

For Respondent(s) Mr. Dinesh Verma, Adv.  
Mr. Rajat Sharma, Adv.  
Mr. Subhasish Bhowmick, AOR

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

The Transfer Petitions stand allowed in terms of the  
signed order.

(JATINDER KAUR)  
SENIOR PERSONAL ASSISTANT

(VIDYA NEGI)  
ASSISTANT REGISTRAR

[Signed order is placed on the file]