

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 63 OF 2010

GATHA SHARMA Petitioner(s)

VERSUS

ATUL PUTHIA Respondent(s)

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

Date: 06/07/2010 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. Nagendra Singh,Adv.
Mr. Vishwa Pal Singh,Adv.

For Respondent(s) Mr. Vivek Sharma,Adv.
Mr Vinay Kumar Garg,Adv.

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

The Transfer Petition is allowed in
terms of the signed order. Case H.M.A.No.32 of
2008 titled as "Major Dr. Atul Puthia vs. Gatha
Sharma" pending before Additional District
Judge, Ambala is ordered to be transferred to
the Family Court, Meerut, U.P.

(O.P. Sharma) (M.S. Negi)
Court Master Court Master
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 63 OF 2010

GATHA SHARMA Petitioner(s)

VERSUS

ATUL PUTHIA Respondent(s)

O R D E R

This petition is filed by the wife for transfer
of the divorce petition filed by the husband from the
Additional District Judge Ambala to the court of Addl.
District Judge at Meerut, U.P. Where she is presently
staying. Petitioner alleges that she has no source of
income and she is dependant on aged parents and it is
difficult for her to travel alone to Ambala to defend

her case. She has also stated that criminal complaint and maintenance proceedings filed by her are also pending at Meerut, U.P.

2. Respondent-husband has opposed the petition and submitted that the allegations made by the petitioner are totally false.

3. It is not in dispute that the husband does not reside at Ambala, but is presently posted at Pune. Therefore, it will not make any difference for him whether the case is at Ambala or at Meerut. On the other hand, petitioner will be put to hardship if she has to defend the case at Ambala.

4. Therefore, the Transfer Petition is allowed. Case H.M.A.No.32 of 2008 titled as "Major Dr. Atul Puthia vs. Gatha Sharma" pending before Additional District Judge, Ambala is ordered to be transferred to the Family Court, Meerut, U.P.

.....J.
[R.V. RAVEENDRAN]

NEW DELHIJ.
DATED JULY 6, 2010 [H.L. GOKHALE]