

T.P.(C) No. 105 OF 2003
ITEM No.31

Court No. 2

SECTION XVIA
A/N MATTER

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.105/2003

TANUSHRI

Petitioner (s)

VERSUS

MANOJ

Respondent (s)

(With Appln(s). for stay and c/delay in filing counter affidavit)

Date : 12/01/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s)Ms. Shashi Kiran, Adv.
Ms. Amrit Mathara, adv.

Mr. M.P. Shorawala,Adv.

For Respondent (s)Mr. Chandra Kanta Nayak, adv.
Mr. M.P. Singh, Adv.

Mr Pavan Kumar,Adv.

UPON hearing counsel the Court made the following

O R D E R

Delay in filing counter affidavit is condoned. The counter is taken on record.
The transfer petition is allowed in terms of the signed order placed on the file.
The parties through their respective counsel are directed to appear before the Court of District Judge, Delhi on 24th February, 2004.
No order as to the costs.

(Ajay Kr. Jain)

(Radha R. Bhatia)

Court Master
Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 105 OF 2003

Tanushri...Petitioner

Versus

Manoj...Respondent

O R D E R

The learned counsel for the respondent makes appearance and submits that though the respondent disputes the correctness of the averments made in the transfer petition but does not object to the prayer for transfer being allowed. That is a very fair stand taken. Without expressing any opinion on the averments made in the transfer petition, the Matrimonial Case No. 356/2002 titled "Manoj Vs. Tanushri Kaul" pending before the Court of Principal Judge, Family Court, Patna is directed to be transferred to the Court of District Judge, Delhi, wh

o may try the case himself or make over the same for hearing and disposal in accordance with law to a Court of competent jurisdiction subordinate to him.

The Principal Judge, Family Court at Patna shall, soon on communication of this order, transfer the record of proceedings in Matrimonial Case No. 356/2002 titled as "Manoj Vs. Tanuishri Kaul" to the Court of District Judge, Delhi.

The parties through their respective counsel are directed to appear before the Court of District Judge, Delhi on 24th February, 2004.

No order as to the costs.

.....J.

(R.C. Lahoti)

.....J.

(Ashok Bhan)

New Delhi,
January 12, 2004