

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.223 OF 2021

DEBJANI BHATTACHARYA

PETITIONER

VERSUS

BISWADEEP BANERJEE

RESPONDENT

WITH

TRANSFER PETITION (CIVIL) NO.1104 OF 2021

TRANSFER PETITION (CIVIL) NO.1202 OF 2021

O R D E R

These three transfer petitions, for being inter-related, have been considered together and are taken up for disposal together by this common order.

After having heard learned counsel for the parties and having perused the material placed on record, we are satisfied that so far as T.P.(C) No.1202 of 2021 by the husband for transferring the divorce petition bearing M.P. No.A-235 of 2020 from Family Court, Thane (Maharashtra) to Family Court, Bangalore (Karnataka) is concerned, there is absolutely no reason to grant the prayers therein.

The said transfer petition is, accordingly, dismissed.

However, having considered the circumstances in their totality, we are of the view that in the interest of

justice, transfer of the proceedings, as prayed for, in the petitions filed by the wife, being T.P.(C) No. 223 of 2021 and T.P. (C) No. 1104 of 2021, is warranted.

Accordingly, T.P.(C) No.223 of 2021 and T.P.(C) No.1104 of 2021 are allowed and the cases bearing MC No.93 of 2021 and G&WC No.59 of 2021, titled as "Biswadeep Banerjee v. Debjani Bhattacharya", pending before the Principal Judge, Family Court, Bangalore, Karnataka are hereby transferred to the Family Court at Thane, Maharashtra.

The parties shall be at liberty to apply before the transferee court for appearing through the video conferencing mode.

The records of the cases be transferred to the transferee court forthwith.

All pending applications stand disposed of.

.....J.
(DINESH MAHESHWARI)

.....J.
(HRISHIKESH ROY)

New Delhi;
January 05, 2023

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

Transfer Petition(s)(Civil) No(s).223/2021

DEBJANI BHATTACHARYA

Petitioner(s)

VERSUS

BISWADEEP BANERJEE

Respondent(s)

(MEDIATION REPORT HAS BEEN RECEIVED.
IA No. 18308/2021 - EX-PARTE STAY)

WITH

T.P.(C) No.1104/2021 (XVI-A)
(IA No.72720/2021 - STAY APPLICATION)T.P.(C) No.1202/2021 (XVI-A)
(IA No.158210/2021 - STAY APPLICATION, IA No.82629/2021 - STAY
APPLICATION)

Date : 05-01-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DINESH MAHESHWARI
HON'BLE MR. JUSTICE HRISHIKESH ROYFor Petitioner(s) Ms. Christi Jain, AOR
Mr. Umang Mehta, Adv.
Ms. Shruti Singh, Adv.
Ms. Akriti Sharma, Adv.
Mr. Mann Arora, Adv.Mr. Gaurav Goel, AOR
Mr. Tejasvi Goel, Adv.
Mr. Rajesh Kumar, Adv.

For Respondent(s) Mr. Gaurav Goel, AOR

Ms. Pratibha Jain, AOR

UPON hearing the counsel the Court made the following
O R D E RT.P. (C) No.223/2021 & T.P.(C) No.1104/2021The transfer petitions are allowed in terms of the signed
order.

All pending applications stand disposed of.

T.P.(C) No.1202/2021

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

All pending applications stand disposed of.

(ARJUN BISHT)
COURT MASTER (SH)

(RANJANA SHAILEY)
COURT MASTER (NSH)

(signed order is placed on the file)