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T.P.(C) No. 147 OF 2003
ITEM No.16

Court No.10

SECTION XVIA
A/N MATTER

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 (Civil) No.147/2003

DAMAYANTI JOSHI

Petitioner (s)

VERSUS

CHANDRAPRAKASH KUKRETI

Respondent (s)

(With Appln(s). for stay and Office Report)

Date : 11/08/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE BRIJESH KUMAR
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s)

Ms. Binu Tamta,Adv.

For Respondent (s)

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

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

(A.S. BISHT)(KANWAL SINGH)
COURT MASTER

COURT MASTER

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITIOIN (CIVIL) NO.147 OF 2003

DAMYANTI JOSHI

.....

APPELLANT(S)

:VERSUS:

CHANDRAPRAKASH KUKRETI

.....
RESPONDENT(S)

O R D E R

An affidavit of service has been filed indicating that the dasti notice has been refused to be accepted by the respondent. Efforts were made otherwise also to serve the notice but it could not be done. No objection has been filed to transfer this case.

Looking to the facts and circumstances of the case, we are of the view that it would better serve the ends of justice if the case is transferred to Vadodara, Gujarat.

In the result, this transfer petition is allowed and Case No.276/2001, titled as Chandraprakash Kukreti vs. Smt. Damyanti, pending in the Court of District Judge, Bikaner is transferred to the Court of District Judge, Vadodara, who may retain the case for trying it himself or may assign it to some other court of competent jurisdiction for trial.

.....J
(BRIJESH KUMAR)

.....J
NEW DELHI; (ARUN KUMAR)
AUGUST 11, 2003.