

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). 119 OF 2006

RANJANA UMESH KAUL

Petitioner(s)

VERSUS

UMESH BRIJKISHAN KAUL

Respondent(s)

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

Date: 13/11/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.K. THAKKER

For Petitioner(s)

Ms. Indu Malhotra, Adv.

Ms. Malika Choudhri, Adv.

Ms. Jyoti Mendiratta, Adv.

For Respondent(s)

Nemo

UPON hearing counsel the Court made the following

O R D E R

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

(N. Annapurna)

(V.P. Tyagi)

Court Master

Asstt. Registrar

(Signed order is placed on the file.)

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO.119 OF 2006

Ranjana Umesh Kaul

...Appellant(s)

Versus

Umesh Brijkishan Kaul

...Respondent(s)

O R D E R

This petition seeks transfer of proceedings pending before the Family Court at Pune, being Petition No.A-263 of 2005, titled as Umesh Brijkishan Kaul versus Ranjana Umesh Kaul, to the District Court, Gurgaon. The matter could not be settled in mediation proceedings. Though the respondent was served, neither he is present nor any counsel has filed vakalatnama or memo of appearance. Reply affidavit to the petition has also not been filed. In this view, learned counsel for the petitioner states that she could not inform the

respondent's counsel in terms of the order dated 19th October, 2006.

Having regard to the facts and circumstances of the case, we transfer Petition No.A-263 of 2005 from the Family Court at Pune to the court of District Judge, Gurgaon. The District Judge may try the case himself or assign it to an appropriate court.

The Transfer Petition is, accordingly, allowed.

.....CJI.
(Y.K. SABHARWAL)

.....J.
(C.K. THAKKER)

New Delhi,

November 13, 2006.