

ITEM NO.1605

COURT NO.12

SECTION XVI-A

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. 305/2026

GABRIELLA NADIA DA PIEDADE MONTE DA SILVA

Petitioner(s)

VERSUS

SHARDUL SIDHU & ANR.

Respondent(s)

(FOR ADMISSION)

(IA No. 35894/2026 - STAY APPLICATION)

Date : 09-03-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K. VINOD CHANDRAN

For Petitioner(s) :

Mr. Vibhuti Sushant Gupta, Adv.

Mr. Keane Sardhina, Adv.

Mr. Narender Kumar Verma, AOR

For Respondent(s) :

R-1

Mr. Adab Singh Kapoor, AOR

Ms. Kavita Bhardwaj, Adv.

Mr. Shashank Shekhar, Adv.

Ms. Bhavya Vijayalakshmi, Adv.

R-2

Mr. Ram Naresh Yadav, Adv.

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

1) The petitioner(wife) has filed the present petition seeking transfer of M.C. No. 2678 of 2024 titled as *Shardul Sidhu v. Gabriella Nadia Da Piedade Monte Da Silva* filed by the respondent No.1 (husband) under Section 7(1)(a)&(d) of the Special Marriage Act, 1954, pending before the Court of Vth Additional Principal Judge, Family Court at Bengaluru, Karnataka, to the Court of Civil Judge, Senior Division at

Margao, Goa.

2) Learned counsel appearing for respondent No.1 has submitted that G&WC No.442 of 2023 under Section 25 of the Guardians and Wards Act, 1890, is pending before Court at Bengaluru. It is further submitted that the children are with respondent No.1(father) at Bengaluru.

3) He has further brought to our notice that SLP (C)No.10381 of 2024 filed by respondent No.1 has been disposed of by this Court on 30.01.2025.

4) He further submits that petitioner(wife) had filed Civil Appeal Nos.9504-9506 of 2025 (arising out of SLP (C)Nos.14548-14550 of 2025) which was disposed of by this Court on 15.07.2025. It is further informed that *vide* the same order, this Court has dismissed Transfer Petition (C)No.342 of 2024 wherein the petitioner (wife) had sought transfer of G&WC No.442 of 2023 pending before the V Additional Principal Judge, Family Court, Bengaluru to the Judicial Magistrate First Class, Margoa, Goa.

5) Having heard the learned counsel for the parties, considering the fact that the children are in the custody of the father, the respondent herein at Bengaluru, the petitioner, the mother having visitation rights at Bengaluru and the pendency of the Guardians and Wards case before the V Additional Principal Judge, Family Court, Bengaluru, the transfer of which to Goa was rejected by this Court, I am

not inclined to entertain the Transfer Petition.
Accordingly, the Transfer Petition stands dismissed.

6) Pending application(s), if any, shall stand disposed of.

(NIDHI AHUJA)
DEPUTY REGISTRAR

(KOMAL)
BRANCH OFFICER