

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). 158 OF 2006

RICHA CHADHA

Petitioner(s)

VERSUS

GAUTAM CHADHA

Respondent(s)

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

Date: 15/01/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE TARUN CHATTERJEE

For Petitioner(s)

Mr Vinay Kumar Garg,Adv.

For Respondent(s)

Mr. Ajit Singh Bawa, Adv.

Mr. Arjun Singh Bawa, Adv.

Mr. S. Thananjayan,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard counsel for the parties.

The transfer petition is allowed.

No order as to the costs.

(Ajay Kr. Jain)
(Vijay Dhawan)

Court Master

Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C.) NO. 158 OF 2006

Richa Chadha
r

.... Petitione

Versus

Gautam Chadha
nt

.... Responde

O R D E R

Heard counsel for the parties.

In this petition, the petitioner-wife has prayed for transfer of the application

under Section 9 of the Hindu Marriage Act, being HMA Petition No. 799/2005 pending

before the Court of ADJ, Delhi to a Court of competent jurisdiction at Rishikesh,

Uttaranchal. It is submitted on behalf of the petitioner that two matters, being a petition

under Section 125 Cr.P.C. for grant of maintenance to the petitioner and her two minor

children and an application under Section 13 of the Hindu Marriage Act for dissolution of

marriage by a decree of divorce are already pending at Rishikesh, Uttaranchal.

In this view of the matter, we direct that HMA Petition No. 799/2005 pending

before the Court of ADJ, Delhi shall also be transferred to the Family Court at Rishikesh,

Uttaranchal for disposal in accordance with law. The transfer petition is allowed.

The Court of ADJ, Delhi shall soon on communication of this order transfer

records of HMA Petition No. 799/2005 to the Presiding Officer, Family Court at Rishikesh,

Uttaranchal. The Courts at Rishikesh will do their best to accommodate the respondent, if

possible, by fixing the same dates in the various proceedings pending there so that the

respondent does not have to undertake unnecessary journeys.

The transfer petition is allowed. No order as to the costs.

.....J.

(B.P. SINGH)

.....J.

(TARUN CHATTERJEE)

New Delhi,

January 15, 2007