

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.499 OF 2026

SWATI

PETITIONER(S)

VERSUS

RAHUL MISHRA

RESPONDENT(S)

O R D E R

1. This petition has been filed by the petitioner-wife seeking transfer of H.M.A.No.195 of 2025 titled "*Rahul Mishra vs. Swati*", pending before the Principal Judge, Family Court, Kotdwar, District Pauri Garhwal, Uttarakhand to the Family Court of competent jurisdiction at Moradabad, Uttar Pradesh.
2. The respondent-husband, although served with the notice issued by this Court, yet has chosen not to remain present before this Court either in-person or through an advocate.
3. Having heard learned counsel appearing for the petitioner, we are inclined to transfer the case sought for. We, accordingly, allow the transfer petition and direct that H.M.A.No.195 of 2025 titled "*Rahul Mishra vs. Swati*", pending before the Principal Judge, Family Court, Kotdwar, District Pauri Garhwal, Uttarakhand is hereby transferred to the Family Court of competent jurisdiction at Moradabad, Uttar Pradesh.

4. However, if the video conferencing facility is available with the Court, the benefit of the same shall be extended to the parties, unless their physical presence is required.

5. The transferor Court shall forthwith transmit the record of the aforesaid case to the transferee court.

6. The transferee Court shall make all possible endeavours first for an amicable settlement between the parties, failing which for early decision in the matter without unnecessary adjournments.

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

.....J.
[K.V. VISWANATHAN]

.....J.
[NONGMEIKAPAM KOTISWAR SINGH]

NEW DELHI;
May 07, 2026.

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(s)(Civil) No(s). 499/2026

SWATI

Petitioner(s)

VERSUS

RAHUL MISHRA

Respondent(s)

(IA No. 55219/2026 - EX-PARTE STAY
IA No. 55222/2026 - EXEMPTION FROM FILING O.T.)

Date : 07-05-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) :

Ms. Vandana Sharma Bhandari, AOR

For Respondent(s) :

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

1. The Transfer Petition is allowed in terms of the signed order.
2. Pending applications shall also stand disposed of.

(ANITA MALHOTRA)
AR-CUM-PS

(MANOJ KUMAR)
COURT MASTER

(Signed order is placed on the file.)