

ITEM NO.46

COURT NO.7

SECTION XVIA

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). 289 OF 2012

SWETA SRIVASTAVA

Petitioner(s)

VERSUS

PRASHANT KUMAR

Respondent(s)

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

Date: 17/08/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

For Petitioner(s)

Mr. M.C. Dhingra, Adv.

Mr. Piyush Kant Roy, Adv. for

Mr. Gaurav Dhingra, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Transfer Petition is allowed in terms of signed order.

| (Pardeep Kumar)
| Court Master

| | (Renu Diwan)
| | Court Master

|

|

[SIGNED ORDER IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 289 OF 2012

| SWETA SRIVASTAVA

| ... | PETITIONER(S)

|

Versus

PRASHANT KUMAR

... RESPONDENT(S)

O R D E R

This is wife's petition seeking transfer of Matrimonial Case No. 860(M) of 2011, Prashant Kumar vs. Sweta Srivastava from the Family Court, Patna, Bihar to the court of competent jurisdiction at District Purulia (West Bengal).

2. Despite service of notice, respondent has not chosen to appear to contest this Transfer Petition.

3. Having regard to the fact that the petitioner-wife resides in District Purulia, West Bengal, we are satisfied that the petitioner-wife shall be put to greater hardship if the above matrimonial case filed by the respondent is allowed to be continued at Patna, Bihar.

4. We, accordingly, allow the Transfer Petition and transfer M.C. No. 860(M) of 2011, Prashant Kumar vs. Sweta Srivastava from the Family Court, Patna, Bihar to the

: 2 :

court of Principal District Judge, District Purulia, West Bengal. It will be open to the Principal District Judge, Purulia, West Bengal to transfer the above case for disposal to any other competent court within his jurisdiction. The record and proceedings pertaining to the above case shall be transmitted to the transferee court without any delay. No costs.

.....J.
(R.M. LODHA)

.....J.
(JAGDISH SINGH KHEHAR)

NEW DELHI
AUGUST 17, 2012.