

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 240 OF 2008

MALVIKA @ MEETU BATISH SHARMA

Petitioner(s)

VERSUS

AMIT PRASAD SHARMA

Respondent(s)

(With appln(s) for ex-Parte stay and office report)

Date: 05/09/0008 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE P. SATHASIVAM

For Petitioner(s) Mr. Rakesh Sharma,Adv.
Mr. Aditya Garg,Adv.
Mr. S.K. Verma,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

T.P. is allowed.

[SUMAN WADHWA]
COURT MASTER

[VEERA VERMA]
COURT MASTER

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 240 OF 2008

MALVIKA @ MEETU BATISH SHARMA

..PETITIONER

VERSUS

AMIT PRASAD SHARMA

..RESPONDENT

ORDER

The petitioner is the wife. Though the respondent-husband was served with notice he has not chosen to enter appearance.

The petitioner is now staying in Himachal Pradesh with her parents and the respondent has filed petition under Sec.9 of the Hindu Marriage Act, 1955, in the Court of District and Sessions Judge, Hanuman Garh, Rajasthan. The petitioner states that she is not in a position to defend the case there and prays that it may be transferred to the District Judge, Solan, Himachal Pradesh.

Having regard to the facts and circumstances of the case we direct that the C.M.No.2/20088 and C.M.No.4/08 pending in the District and Sessions Judge, Hanuman Garh, Rajashtan be transferred to the District Judge,

-2-

Solan, Himachal Pradesh and all the records be transferred there.

Accordingly, the transfer petition is allowed.

.....C.J.I.
(K.G. BALAKRISHNAN)

.....J.
(P.SATHASIVAM)

New Delhi,
September 5, 2008.