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T.P.(C) No. 406 OF 2004  
ITEM No.62

Court No. 5

SECTION XVIA  
A/N MATTER

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

I.A. No. 1 in Transfer Petition.(Civil) No.406/2004

NEENA LUTHRA

Petitioner (s)

VERSUS

RAJIV LUTHRA  
( For stay and office report )

Respondent (s)

Date : 10/01/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA  
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s)Mr. Ambhoj Kumar Sinha,Adv.  
Mr. Pramod Kumar Sharma, Adv.

For sole Respondent Mr. Navin Chawla,Adv.  
Mr. Ajay Kohli, Adv.  
Mr. Rishi Kant Singh, Adv.

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

The Transfer Petition is dismissed in terms of  
the signed order.

(K.K. Chawla)  
Court Master

(Jasbir Singh)  
Court Master

[Signed order is placed on the file]  
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.406 OF 2004

NEENA LUTHRA

Petitioner (s)

VERSUS

RAJIV LUTHRA

Respondent (s)

O R D E R

This is a Petition filed by the wife. One of the grounds of transfer is that even though she has two flats in Delhi, she has no income from those flats as those flats are occupied by the Respondent and his family. It is denied that she, therefore, has no place to stay in Delhi.

It is now pointed out to us that after the filing of this Petition and making the above statements on oath, the Petitioner has sold those flats and delivered possession to the purchasers.

Thus, it is clear that the Petitioner has made a false statement on oath and has not come to Court with clean hands. We, therefore, see no reason to allow this Petition. The Transfer Petition is accordingly dismissed.

.....J.  
(S.N. Variava)

.....J.  
(H.K. Sema)  
New Delhi;  
January 10, 2005.