

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
TRANSFER PETITION (C) NO.334 of 2011

Kusum Lata

Petitioner

Versus

Sher Noble Manav

Respondent

O R D E R

1. The Petitioner - wife has filed this Petition under Section 25 of the Code of Civil Procedure with the prayer for transfer of H.M.A. Petition No.19 of 2011 titled as "Sher Noble Manav vs. Kusum Lata" pending before the Additional District Judge, West District-03, Tis Hazari Courts, Delhi to the Competent Court at Jammu (J&K).

3. On earlier occasion, we had thought it fit and proper to refer the matter to the Mediation Centre at Jammu with a fond hope that the matter may be settled amicably between the parties.

4. The Mediator's Report shows that due to absence of the parties, mediation could not be taken and thus failed.

5. Thus, after having gone through the Transfer Petition, we deem it fit and proper to transfer the matter to the Competent Court at Jammu (J&K). We order accordingly. The parties are directed to appear before the said Court at

Jammu (J&K) on 19.06.2012 and the Additional District Judge, West District-03, Tis Hazari Courts, Delhi, is directed to remit the record to the said Court forthwith.

6. The Petitioner - wife would file her Written Statement, if she has not filed already, within fifteen days from the date, she puts in appearance on 19.06.2012. The Court, thereafter, would frame issues and decide the

suit itself as expeditiously as possible and preferably within a period of nine (9) months from the date of framing of the Issues. It is also expected that none of the parties would seek undue adjournment of the matter.

7. Office is directed to send the copies of the order to the Courts at West District-03, Tis Hazari Courts (Delhi) and Jammu (J&K) both.

8. The Transfer Petition is allowed in the above terms.

.....J
[DEEPAK VERMA]

.....J
[FAKKIR MOHAMED IBRAHIM KALIFULLA]

NEW DELHI;
MAY 8, 2012.

ITEM NO.38 COURT NO.9 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). 334 OF 2011

KUSUM LATA Petitioner(s)

VERSUS

SHER NOBLE MANAV Respondent(s)

(With appln(s) for stay and c/delay in filing Rejoinder Affidavit and office report)

Date: 08/05/2012 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE DEEPAK VERMA
HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner(s) Mr. Bimal Roy Jad, Adv.
Mr. N.G. Dev, Adv.

For Respondent(s) Mr. Anil Anand, Adv.
Mr. Ansar Ahmad Chaudhary, Adv.

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

Delay in filing Rejoinder Affidavit is condoned.

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

(Sanjay Kumar-II)
Court Master

(S.S.R. Krishna)
Court Master

[Signed Order is placed on the file]