

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 397 OF 2012

NEHA @ MANSI

Petitioner(s)

VERSUS

VARUN GAUTAM

Respondent(s)

O R D E R

This is wife's petition seeking transfer of matrimonial case being H.M.A. No. 112/2011 titled "Varun Gautam Vs. Neha @ Mansi Gupta" filed by the husband against her in the Court of District & Sessions Judge/MACT Kurukshetra, State of Haryana to the Family Court at Delhi.

2. The respondent has been given notice of the transfer petition but despite service, he has not put in any appearance.

3. Having regard to the facts averred in the transfer petition which remain undenied and untraversed, we are satisfied that greater hardship shall be caused to her if the proceedings in the above matrimonial case are allowed to be continued at Kurukshetra as the petitioner is a differently abled person.

4. We, accordingly, allow the transfer petition and transfer matrimonial case being H.M.A. No. 112/2011 titled "Varun Gautam Vs. Neha @ Mansi Gupta" from the Court of District & Sessions Judge/MACT Kurukshetra, State of Haryana to the Family Court, Karkardooma Courts, Delhi. The transferrer court shall transmit the record and proceedings of the above transferred matrimonial case to the transferee court without any delay. No costs.

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

NEW DELHI;J.
OCTOBER 19, 2012 (ANIL R. DAVE)

RECORD OF PROCEEDINGS

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

Date: 19/10/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Mr. Mohd. Parvez Dabas, Adv.
 Mr. Shuaibuddin, Adv.
 Mr. Shakil Ahmed Syed, Adv.

For Respondent(s)

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

Transfer petition is allowed in terms of the signed order.

|(Rajesh Dham)
|Court Master

| |(Renu Diwan)
| |Court Master

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(signed order is placed on the file)