

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s).349 OF 2009

NEELAM ROY ...Petitioner(s)

VERSUS

SANJAY KUMAR ROY ...Respondent(s)

O R D E R

1. In this petition filed under Section 25 of the Code of Civil Procedure, the petitioner-wife has prayed for transfer of the petition filed by the respondent-husband under Section 9 of the Hindu Marriage Act, which is presently pending before District Judge, Gurgaon (Haryana) to District Judge Bokaro (Jharkhand).

2. The petitioner has sought transfer of the petition filed by the respondent mainly on the ground of financial incapacity and her inability to travel from Bokaro to Gurgaon to attend the proceedings of the case instituted by the respondent-husband.

3. Notice of the transfer petition has been treated as duly served upon the respondent because he refused to accept the same.

4. In the facts and circumstances of the case, the transfer petition is allowed and H.M.A. Case No.36 of 2008 titled Sanjay Kumar Roy vs. Neelam Roy pending before

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District Judge, Gurgaon within the State of Haryana is transferred to District Judge, Bokaro within the State of Jharkhand.

.....J.
(G.S. SINGHVI)

.....J.
(ASOK KUMAR GANGULY)

NEW DELHI,
JANUARY 18, 2010.

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ITEM NO.30 COURT NO.12 SECTION XVIA

NEELAM ROY

Petitioner(s)

VERSUS

SANJAY KUMAR ROY

Respondent(s)

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

Date: 18/01/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Dr. Aaray Lingaiah alias
 Dr. A.K.R. Linga Reddy Patel, Adv.
 Mr. R.D. Rathor, Adv.(N.P.)
 Dr. Kailash Chand, Adv.(N.P.)

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

The Transfer Petition is allowed in terms of
signed order.

(A.D. Sharma)
Court Master

(Mithlesh Gupta)
Court Master

(Signed Order is placed on the file)