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T.P.(C) No. 281 OF 2003

ITEM No.203
A/N MATTER

Court No. 1

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.281 of 2003

PARAMITA @ TUMPA DUTTA

Petitioner (s)

VERSUS

MANIK KUMAR DUTTA

Respondent (s)

(With appln(s). for stay and office report)
(For Final Disposal)

Date : 19/09/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE ASHOK BHAN
HON'BLE MR. JUSTICE S.B. SINHA

For Petitioner (s) Mr. Pijush K. Roy, Adv.
Mr. G.R.K. Prasad, Adv.
Mr. Ajay Debnath, Adv.

For Respondent (s)

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

The transfer petition is allowed. There shall be no order as to costs.

[Alka Dudeja] [Suraj Prakash]
Court Master Court Master

(Signed order is placed on the file.)

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

Transfer Petition (Civil) No.281 of 2003

PARAMITA @ TUMPA DUTTA

Petitioner (s)

VERSUS

O R D E R

Despite service, the respondent neither appeared in-person nor through any counsel. We, therefore, proceed to decide the matter ex-parte.

Heard learned counsel for the parties.

We are satisfied that the petitioner has made out a case for transfer of the case from Pune to Burdwan, West Bengal.

We, accordingly, direct that P.A. No. 143 of 2002, titled Manik Kumar Dutta Vs. Smt. Paramita @ Tumpa Dutta, pending before the Family Court at Pune, shall stand transferred to the District Judge, Burdwan, West Bengal. The District Judge on receipt of the record shall either decide the case himself or transfer it to any other competent court of law.

The transfer petition is allowed. There shall be no order as to costs.

.....CJI.

.....J.
(Ashok Bhan)

.....J.
(S.B. Sinha)

New Delhi,
September 19, 2003.