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IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 428 OF 2012

ANJALI ABHISHEK GAMI

Petitioner(s)

VERSUS

ABHISHEK GAMI

Respondent(s)

O R D E R

This is wife's petition seeking transfer of Matrimonial Case being Petition No. 399 of 2011 titled "Abhishek Gami Vs. Anjali Abhishek Gami" from the Principal Judge, Family Court, Patna, Bihar to the Family Court at Nagpur, Maharashtra.

2. The respondent has been served and he has filed counter affidavit in opposition to the transfer petition.

3. From the available pleadings, it transpires that the respondent is staying in Australia. On the other hand, the petitioner-wife resides in Nagpur. In the circumstances, it hardly matters to the respondent to prosecute the above matrimonial case either at Patna or Nagpur, while the petitioner-wife shall be put to a greater hardship in case the proceedings in the above matrimonial case are allowed to be continued in Patna, Bihar.

4. Consequently, we allow the transfer petition and transfer Matrimonial Case being Petition No. 399 of 2011 titled "Abhishek Gami Vs. Anjali Abhishek Gami" from the Principal Judge, Family Court, Patna, Bihar to the Family Court at Nagpur, Maharashtra. The transferor court shall transmit the record and proceedings of the transferred matrimonial case to the transferee court without any delay. No costs.

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

NEW DELHI;
SEPTEMBER 24, 2012

.....J.
(ANIL R. DAVE)

ITEM NO.10

COURT NO.7

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). 428 OF 2012

ANJALI ABHISHEK GAMI

Petitioner(s)

VERSUS

ABHISHEK GAMI

Respondent(s)

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

Date: 24/09/2012 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)

Ms. Anagha S.Desai,Adv.

For Respondent(s)

Mr. Subhro Sanyal,Adv.

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)