

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.485 OF 2013

ROMINA GHAI MALHOTRA

...Petitioner(s)

VERSUS

MAYANK MALHOTRA

...Respondent(s)

O R D E R

1. This is a petition for transfer of HMA Petition No.705 of 2012 titled Mayank Malhotra vs. Smt. Romina Ghai Malhotra, pending in the Court of Principal Judge, Family Court at Kanpur, within the State of Uttar Pradesh to the competent Court at Panchukla, within the State of Haryana.

2. The petitioner has sought transfer on the grounds of her financial incapacity and difficulty in travelling a distance of 750 Kms. from Panchkula to Kanpur for attending the proceedings of the case filed by the respondent.

3. The respondent has filed counter affidavit to controvert the averments contained in the transfer petition.

4. We have heard learned counsel for the parties and perused the record. In our considered opinion, the petitioner has succeeded in making out a case for transfer of the suit filed by the respondent.

5. The transfer petition is accordingly allowed and HMA Petition No.705 of 2012 titled Mayank Malhotra vs. Smt. Romina Ghai Malhotra, pending in the Court of Principal Judge, Family Court at Kanpur, within the State of Uttar Pradesh is transferred to the Family Court at Panchukla, within the State of Haryana for being decided in accordance with law.

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

