

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). 388 OF 2005

DIVYA L. TULSIANI

Petitioner(s)

VERSUS

NARESH KLEKHRAJ TULSIANI

Respondent(s)

Date: 13/10/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. V.K. Sidharthan,Adv.

For Respondent(s)

Ms. Sushma Manchanda,Adv.

UPON hearing counsel the Court made the following

O R D E R

Transfer petition is allowed in terms of the signed order.

Singh)

(Ravi P. Verma)

(Anand

aster

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 388 OF 2005

SMT. DIVYA L. TULSIANI
PETITIONER(S)

PETIT

Versus

NARESH LEKHRAJ TULSIANI
RESPONDENT(S)

RESPO

O R D E R

This is wife's petition for transfer of divorce case. The transfer is sought

on the ground that the petitioner is having 4 years' old daughter and she is unable

to travel with an infant child and there is nobody to look after her in her absence.

The contention has been taken that the petitioner has also filed a petition under

Section 138 of Negotiable Instrument Act at Secunderabad. It is also stated that the

petitioner has filed complaint under Section 200 Cr.P.C. for offences punishable

under 498A, 120B read with Section 34 IPC and Section 4 & 6 of the Dowry

Prohibition Act before the Metropolitan Magistrate at Hyderabad and the same is

pending. It is, therefore, stated that in that view of the matter the respondent has to

come to Hyderabad to contest the petitions. Accordingly, we allow this petition.

The Matrimonial Petition No. A 183 of 2005 filed under Section 13(1)(ia)
of the

Hindu Marriage Act, 1955, pending before the Family Court at Pune is transferred

to the Family Courts at Secunderabad in Andhra Pradesh.

Transfer Petition is allowed in the above terms.

.....J.

(H.K. SEMA)

New Delhi;

.....J.

October 13, 2006.

(P.K. BALASUBRAMANYAN)