

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 456 OF 2012

SMITA PANDEY

PETITIONER(s)

VERSUS

ANIL BHAT

RESPONDENT(s)

O R D E R

This is wife's petition for transfer of matrimonial case being H.M.A. No. 19 of 2012, titled as "Anil Bhat vs. Dr. Smita Pandey", from the Family Court, Gurgaon, Haryana to the Family Court, Lucknow, Uttar Pradesh.

2. Vide order dated January 11, 2013, the matter was referred to the Supreme Court Mediation Centre for resolution of matrimonial disputes through the process of mediation. A report has been received from the Co-ordinator, Supreme Court Mediation Centre that the mediation was unsuccessful.

3. We have perused the averments made in the Transfer Petition and the counter-affidavit.

4. Having regard to the fact that the petitioner-wife is presently residing in Lucknow, Uttar Pradesh, we are satisfied that greater hardship shall be caused to her in case the proceedings in the above matrimonial case are allowed to be continued at Gurgaon, Haryana.

5. We, accordingly, allow the transfer petition and transfer matrimonial case being H.M.A. No. 19 of 2012, titled as "Anil Bhat vs. Dr. Smita Pandey", from the Family Court, Gurgaon, Haryana to the Family Court, Lucknow, Uttar Pradesh. The transferrer court shall transmit the record and proceedings of the transferred matrimonial case to the transferee court without any delay.

6. The transferee court is requested to hear and decide the transferred matrimonial case as expeditiously as may be possible. The parties are directed to co-operate with the transferee court in expeditious disposal of the matrimonial case.

7. No costs.

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

.....J.
(KURIAN JOSEPH)

NEW DELHI
MAY 9, 2013.

ITEM NO.38

COURT NO.4

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). 456 OF 2012

SMITA PANDEY

Petitioner(s)

VERSUS

ANIL BHAT

Respondent(s)

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

Date: 09/05/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE KURIAN JOSEPH

For Petitioner(s) Mr. Shakil Ahmed Syed,Adv.

For Respondent(s) Ms. Sanina Sheikh, Adv for
Mr. Shibashish Misra,Adv.

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

Transfer Petition is allowed in terms of signed order. No
costs.

|(Pardeep Kumar)
|Court Master

|(Renu Diwan)
|Court Master

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[SIGNED ORDER IS PLACED ON THE FILE]