

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 662 OF 2013

SHIVANI

PETITIONER

VERSUS

SURAKSHIT

RESPONDENT

O R D E R

This is wife's petition for transfer of matrimonial case being H.M.P. No. 198 of 2012, titled as "Surakshit vs. Shivani", from the court of Civil Judge (Sr. Division), Chandrapur, Maharashtra to the Family Court, Jabalpur, Madhya Pradesh.

2. Despite service of notice, the respondent has not chosen to appear to contest this Transfer Petition and thus, the facts stated in the Transfer Petition remain untraversed and undenied.

3. We have perused the averments made in the Transfer Petition.

4. Having regard to the fact that the petitioner-wife is residing in Jabalpur (Madhya 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 Chandrapur (Maharashtra).

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5. We, accordingly, allow the transfer petition and transfer H.M.P. No. 198 of 2012, titled as "Surakshit vs. Shivani", from the court of Civil Judge (Sr. Division), Chandrapur, Maharashtra to the Family Court, Jabalpur, Madhya 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.
(SHIVA KIRTI SINGH)

ITEM NO.49

COURT NO.3

SECTION XVIA

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

TRANSFER PETITION (CIVIL.) NO(s). 662 OF 2013

SHIVANI THAKUR (DIXIT)

Petitioner(s)

VERSUS

SURAKSHIT THAKUR (DIXIT)

Respondent(s)

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

Date: 25/10/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE SHIVA KIRTI SINGH

For Petitioner(s)

Ms. Anuradha Mutatkar,Adv.

For Respondent(s)

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

|(Saroj Saini)
|Court Master

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[SIGNED ORDER IS PLACED ON THE FILE]