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T.P.(C) No. 341 OF 2003

ITEM No.30

Court No. 1  
A/N MATTER

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.341 of 2003

VANDANA GERA

Petitioner (s)

VERSUS

VINAY VIRENDRA GERA

Respondent (s)

(With appln(s). for stay)

Date : 21/11/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE S.B. SINHA

For Petitioner (s) Mr. P.N. Lekhi, Adv.  
Mr. B.S. Rajesh Roshan, Adv.  
Mr. M.K. Garg, Adv.

Mr. Varinder Kumar Sharma, Adv.

For Respondent (s) Ms. Ketaki Goswami, Adv.  
for Ms. Ruby Singh Ahuja, Adv.

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

The transfer petition is allowed. There shall be no order as to costs.

[ Alka Dudeja ] [ Janki Bhatia ]  
Court Master Court Master

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

Transfer Petition (Civil) No.341 of 2003

VANDANA GERA

Petitioner (s)

VERSUS

VINAY VIRENDRA GERA

Respondent (s)

O R D E R

Heard learned counsel for the parties.

We are satisfied that the petitioner has made out a case for transfer of the case from Pune to Delhi.

We, accordingly, direct that P.A. No. 209 of 2003, tiled Major (Dr.) Vinay Virendra Gera Vs. Mrs. Vandana Vinay Gera, pending before the Family Court, Pune shall stand transferred to the District Judge, Karkardooma Courts, Delhi. The District Judge/Additional District Judge on receipt of the record shall either decide the case himself or transfer it to any other competent court of law.

In case the respondent has any difficulty to bring the witnesses from Pune, it would be open to him to move the Court for examination of witnesses on commission.

The transfer petition is allowed. There shall be no order as to costs.

.....CJI.

.....J.

(S.B. Sinha)

New Delhi,  
November 21, 2003.

