

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 732 OF 2024

PRIYANKA DWIVEDI

PETITIONER

VERSUS

DEEPAK KUMAR SHARMA

RESPONDENT

ORDER

1. The petitioner-wife has filed the present petition under Section 25 of the Code of Civil Procedure, 1908 seeking transfer of a petition for annulment of marriage filed by the respondent-husband under Section 12 of the Hindu Marriage Act, 1955 bearing Hindu Marriage Case No. 01 of 2024 titled "**Deepak Kumar Sharma Vs. Priyanka Dwivedi**" pending before the 1-Judge, Family Court Manendragarh, Chhattisgarh to the Principal Judge, Family Court Chhatarpur, District Chhatarpur, Madhya Pradesh.
2. As per the office report dated 27th August, 2024, service of notice is complete on the respondent-husband. Despite the same, the respondent-husband is unrepresented.
3. Having heard the learned counsel for the petitioner-wife and on examining the grounds taken in the transfer petition, we direct transfer of Hindu Marriage Case No. 01 of 2024 titled "**Deepak Kumar Sharma Vs. Priyanka Dwivedi**" pending before the 1-Judge, Family Court Manendragarh, Chhattisgarh to the Principal Judge, Family Court Chhatarpur, District Chhatarpur, Madhya Pradesh.
4. The record of the case be transferred immediately to the transferee Court.
5. Further, liberty is granted to the respondent-husband to move an appropriate

application before the transferee Court for permission to participate in the proceedings virtually. If such a request is made, the transferee Court may grant such permission and direct the personal presence of the respondent-husband only when it is absolutely necessary. Further, if examination of the outstation witnesses is required and a request is made for recording the evidence through a Court Commissioner, the transferee Court shall consider the same and pass appropriate orders.

6. The Transfer Petition is allowed on the above terms. Pending application is disposed of.

.....J.
[HIMA KOHLI]

.....J.
[SANDEEP MEHTA]

NEW DELHI
AUGUST 28, 2024
PS

ITEM NO.7

COURT NO.9

SECTION IV-C

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

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(IA No. 65826/2024 - EX-PARTE STAY, IA No. 65828/2024 - EXEMPTION
FROM FILING O.T.)

Date : 28-08-2024 This petition was called on for hearing today.

CORAM :

HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MR. JUSTICE SANDEEP MEHTA

For Petitioner(s) Ms. Anuradha Mishra, AOR
Mr. Arvind Kumar, Adv.
Mr. Ankit Kumar Vats, Adv.
Mr. Abhay Kumar Mishra, Adv.
Mr. Subit Singh, Adv.
Mr. James Bedi, Adv.

For Respondent(s)

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

The transfer petition is allowed in terms of the signed order, which is
placed on the file.

(POOJA SHARMA)
COURT MASTER (SH)

(NAND KISHOR)
COURT MASTER (NSH)