

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 527 OF 2012

ANURADHA CHAUDHARY

Petitioner(s)

VERSUS

SUNIL CHAUDHARY

Respondent(s)

O R D E R

This is wife's petition seeking transfer of matrimonial case being H.M.A. No. 1033 of 2011 titled "Sunil Chaudhary Vs. Anuradha Chaudhary" from the Court of Additional District Judge, East District, Karkardooma Courts, Delhi to a court of competent jurisdiction at Dehradun, Uttarakhand.

2. Notice of the Transfer Petition has been served on the respondent. He has filed counter affidavit in opposition to the Transfer Petition.

3. As a matter of fact, by order January 7, 2013, the matter was referred to the Supreme Court Mediation Centre for resolution of the matrimonial dispute between the parties through the process of mediation. However, mediation has not resulted into resolution of any settlement between the parties.

4. We have perused the averments made in the Transfer Petition and the counter affidavit filed by the respondent.

5. Having regard to the fact that the petitioner-wife is residing in Dehradun, Uttarakhand, we are satisfied that greater hardship shall be caused to her in case the proceedings in the above case are allowed to be continued at Delhi.

6. We, accordingly, allow the Transfer Petition and transfer matrimonial case being H.M.A. No. 1033 of 2011 titled "Sunil Chaudhary Vs. Anuradha Chaudhary" from the Court of Additional District Judge, East District, Karkardooma Courts, Delhi to the Principal Judge, Family Court, Dehradun, Uttarakhand.

7. The transferrer court shall transmit the record and proceedings of the transferred matrimonial case to the transferee court without any delay.

8. 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 transferred matrimonial case.

9. No costs.

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

NEW DELHI ;J.
MAY 8, 2013 (KURIAN JOSEPH)

ITEM NO.40 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). 527 OF 2012

ANURADHA CHAUDHARY Petitioner(s)

VERSUS

SUNIL CHAUDHARY Respondent(s)

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

Date: 08/05/2013 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. Saurabh Trivedi, Adv.

For Respondent(s)
Mr. Amarish Chandra Tiwari, Adv.
Mr. B.P. Gupta, Adv.
Mr. Santosh Kumar Tripathi, Adv.
Mr. M.S. Mangla, Adv.

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

Transfer Petition is allowed in terms of the signed order.

| (Rajesh Dham) | | (Renu Diwan) |
| Court Master | | Court Master |

(signed order is placed on the file)