

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). 984-986 OF 2005

SWETA JAIN

Petitioner(s)

VERSUS

SANTHOSH KUMAR JAIN & ORS.

Respondent(s)

(With appln. For stay and office report)(For final disposal)

Date: 15/09/2006 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Petitioner(s)

Mr. Shakeel Ahmed,Adv.

Ms. Rifat Ara, Adv.

For Respondent(s)

Mr. P.K. Jain,Adv.

UPON hearing counsel the Court made the following

O R D E R

Transfer petitions are allowed in terms of the signed order.

(Meenu Sethi)
Lata Bhardwaj)

(Pushap

aster
Court Master

Court M

Signed order is placed on file

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

Sweta Jain ... Petitioner

VERSUS

Santhosh Kumar Jain & Ors. ... Respondent

s

O R D E R

Having heard learned counsel for the parties, we are of the opinion that the interest of justice would be subserved if Civil Suit No.09/03 titled as Santhosh Kumar Jain Vs.Sweta Jain pending in the Court of District Judge, Mirzapur(U.P.), Civil Suit No.32/2003 titled Smt. Santhosh Rani Jain Vs. Smt. Sweta Jain and others pending in the Court of Civil Judge, Mirzapur (U.P.) and Civil Suit No. 85/2004 titled Smt.Sweta Jain Vs. Sohan Lal Jain and others pending in the Court Civil Judge, Mirzapur(U.P.) be transferred to competent Court at Sagar, M.P.

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We would, however, place on record the submissions made at the Bar that Suit No.09/03 pending in the Court of District Jude, Mirzapur(U.P.) has already been dismissed. If that be so, this order shall not be applicable in relation to that case.

We would request the learned Court to accommodate the respondents as far as possible. We may also observe that keeping in view the age of respondent Nos. 1 and 2 herein, they may be examined on commission.

Transfer petitions are allowed accordingly.

.....J.

(S.B.SINHA)

.....J.

(DALVEER BHANDARI)

New Delhi,

September 15, 2006.