

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 691/2023

SHARMISHTHA BASU

PETITIONER(S)

VERSUS

SHIV NARAYAN SIDH

RESPONDENT(S)

O R D E R

Learned counsel for the Petitioner submitted that the Civil Suit No.1/2023 titled as "*Shiv Narayan Sidh vs. Sharmishtha Basu*" filed by the Respondent herein under Sections 7 and 12 of the Guardians and Wards Act, 1890 read with Hindu Minority and Guardianship Act, 1956 has been dismissed for non-prosecution. Therefore, this petition has been rendered infructuous.

However, he further submitted that in the event the aforesaid Civil Suit is restored or revived then liberty may be granted to the Petitioner herein to revive or restore this Transfer Petition.

Submission of the learned counsel for the Petitioner is placed on record.

Respondent's counsel submits that if the submission is true then he has no objection for accepting the submission made by the Petitioner's counsel.

In the circumstances, this Transfer Petition is dismissed as having been rendered infructuous.

However, in the event Civil Suit No.1/2023 is revived/restored by the Petitioner on the file of the Trial Court then, liberty is reserved to the Petitioner herein to revive/restore this Transfer Petition.

Pending application(s), if any, shall stand disposed of.

.....J.
(B.V. NAGARATHNA)

.....J.
(UJJAL BHUYAN)

NEW DELHI;
AUGUST 16, 2023

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSTRANSFER PETITION (CIVIL) NO(S). 691/2023

SHARMISHTHA BASU

Petitioner(s)

VERSUS

SHIV NARAYAN SIDH

Respondent(s)

(IA No. 56201/2023 - EXEMPTION FROM FILING O.T.
IA No. 56200/2023 - STAY APPLICATION)

Date : 16-08-2023 This matter was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE B.V. NAGARATHNA
HON'BLE MR. JUSTICE UJJAL BHUYANFor Petitioner(s) Mr. Mihir Samson, Adv.
Ms. Sitamsini Cherukumalli, Adv.
Mr. Pradip Kr. Singh, Adv.
Mr. Anuj Kapoor, AORFor Respondent(s) Mr. Ajay Awasthi, Adv.
Mr. Rishi Jaiswal, Adv.
Mr. Piyush Singh, Adv.
Mr. Vikash Chandra Shukla, Adv.
Mr. Aishvary Vikram, Adv.
Mr. Abhinav Gupta, Adv.
Mr. Parijat Chandan, Adv.
Mr. Nitesh Ranjan, AORUPON hearing the counsel the Court made the following
O R D E RTransfer Petition is dismissed as having been rendered
infructuous in terms of the signed order.

Pending application(s), if any, shall stand disposed of.

(RADHA SHARMA)
COURT MASTER (SH)(MALEKAR NAGARAJ)
COURT MASTER (NSH)

(Signed order is placed on the file)