

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
TRANSFER PETITION (C) NO.280 OF 2006

ER(S) SHALU JAIN

...PETITION

Versus

NT (S) VIJAY RAI JAIN

...RESPONDE

O R D E R

Heard learned counsel for the parties.

before the This is an application for transfer of proceedings pending

Family Court Judge, City Civil Court, Hyderabad being Petition for Divorce No.

976 of 2005 titled "Shri Vijay Rai Jain Versus Smt. Shalu Jain". It appears that

so the wife (petitioner herein) has also initiated a criminal proceeding at Delhi as al

Those a proceeding under Section 125 of the Code of Criminal Procedure.

proceedings are pending at Delhi. The prayer is made that the Divorce Petition

may also be tried at Delhi.

Having regard to the facts and circumstances of the

case, we allow this transfer petition and direct that the

Petition for Divorce No.976 of 2005 pending before the Family Court Judge, City

Civil Court, Hyderabad be transferred to the Court of District Judge, Delhi who

may dispose of the matter himself or assign it to a Court of competent jurisdiction.

This Transfer Petition is accordingly, allowed.

.....J.

(B.P.SINGH)

.....J.

(TARUN CHATTERJEE)

New Delhi,

October 16, 2006.

ITEM NO.50

COURT NO.6

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). 280 OF 2006

SHALU JAIN

Petitioner(s)

VERSUS

VIJAY RAI JAIN

Respondent(s)

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

Date: 16/10/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE TARUN CHATTERJEE

For Petitioner(s)

Ms. Geeta Luthra, Adv.

Mr. D.N. Goburdhan, Adv.

Ms. Pinky Anand, Adv.

For Respondent(s)

Mrs. Sudha Gupta, Adv.

UPON hearing counsel the Court made the following

O R D E R

The Transfer Petition is allowed in terms of the signed order.

(Sukhbir Paul Kaur)

(Vijay Dhawan)

Court Master

Court Master

(Signed Order is placed on the file)