

ÆITEM NO.9

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). 422 OF 2011

SANGHAMITRA DAS

Petitioner(s)

VERSUS

SOBHAN DAS

Respondent(s)

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

Date: 09/08/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Petitioner(s)

Mrs Sarla Chandra,Adv. (NOT PRESENT)

For Respondent(s)

UPON perusing papers the Court made the following
O R D E R

The transfer petition is allowed in terms
of the signed order.

(Rajesh Dham)
Court Master

(Indu Satija)
Court Master

(signed order is placed on the file)
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 422 OF 2011

SANGHAMITRA DAS

Petitioner(s)

VERSUS

SOBHAN DAS

Respondent(s)

O R D E R

This Transfer Petition has been filed by the
petitioner-wife seeking transfer of MAT Case No. 13 of 2010
pending before the Court of Civil Judge, Senior Division at
Champua Keonghar, State of Orissa to the District Judge,
Midnapore, State of West Bengal.

None appeared for the petitioner-wife.

Notice was issued to the respondent-husband on 21st April, 2011 and further proceedings in the aforesaid case were stayed. Office Report dated 25th day of July, 2011 indicates that A.D. card signed by the sole respondent has been received back but no one has filed Vakalatanama and memo of appearance on his behalf so far and service of show cause notice is complete.

However, in the absence of learned counsel from either side, we have ourselves perused the transfer petition and the connected papers, and we are of the opinion that this transfer petition deserves to be allowed.

:1:

TRANSFER PETITION (CIVIL.) NO(s). 422 OF 2011

Hence, looking to the convenience of the petitioner-wife and without going into the allegations, we transfer the aforesaid case pending before the Court of Civil Judge, Senior Division at Champua Keonghar, State of Orissa to the District Judge, Midnapore, State of West Bengal. The transferor Court is directed to send forthwith the entire record pertaining to the aforesaid case to the transferee Court and, on receipt of the same, the District Judge, Midnapore, State of West Bengal shall either keep it on his own board or assign it to a court of competent jurisdiction.

The Transfer Petition is allowed accordingly.

.....J.
(MARKANDEY KATJU)

NEW DELHI;
AUGUST 09, 2011

.....J.
(CHANDRAMAULI KR. PRASAD)