

T.P.(C) No. 378 OF 2003

ITEM No.42

Court No. 1

SECTION XVIA
A/N MATTER

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.378/2003

RUBY BHATTACHARYA

Petitioner (s)

VERSUS

ASHISH BHATTACHARYA

Respondent (s)

(With Appln(s). for stay and c/delay in filing counter affidavit)

Date : 13/09/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE G.P. MATHUR
HON'BLE MR. JUSTICE TARUN CHATTERJEE

For Petitioner (s)Mr. Kumar Rajesh Singh, Adv.
Mr. Praveen Kumar, Adv.
Mr. Rajesh Singh, Adv.

For Respondent (s)Mr. P K Dey, Adv.
Mr. Santanu Ghosh, Adv.
Mr. K K Joshi, Adv.

Ms. Abha R. Sharma, 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.

No order as to costs.

The parties through their respective counsel are directed to appear before the District Judge,
Alwar, Rajasthan, on 25th October, 2004.

(D.P. WALIA)
COURT MASTER

(RADHA R. BHATIA)
COURT MASTER

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA

ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 378 OF 2003

Ruby Bhattacharya ... Petitioner

vs.

Ashish Bhattacharya ... Respondent

O R D E R

Heard the learned counsel for the parties.

The transfer petition is allowed. Hindu Marriage Petition No. 200 of 2003 titled Ashish Bhattacharya vs. Ruby Bhattacharya, pending in the Family Court at Bareilly (Uttar Pradesh), is directed to be transferred to the Court of District Judge, Alwar, Rajasthan.

The Judge, Family Court, Bareilly (Uttar Pradesh) shall, soon on communication of this order, transfer the record of proceedings of Hindu Marriage Petition No. 200 of 2003 titled Ashish Bhattacharya vs. Ruby Bhattacharya, to the District Judge, Alwar, Rajasthan, who shall make over the case to the Family Court if one is available or else try the case himself or make over the same to a court of competent jurisdiction subordinate to him.

No order as to costs.

The parties through their respective counsel are directed to appear before the District Judge, Alwar, Rajasthan, on 25th October, 2004.

.....CJI (R.C. LAHOTI)

.....J
(G.P. MATHUR)

.....J
(TARUN CHATTERJEE)

New Delhi;
September 13, 2004.