

T.P.(C) No. 422 OF 2001

ITEM No.14

Court No. 6

SECTION XVIA
A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Transfer Petition.(Civil) No.422/2001

PREM LATA PALIWAL

Petitioner (s)

VERSUS

AJAY PALIWAL

Respondent (s)

(With Appln(s). for stay)
(With Office Report)

Date : 08/03/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s)

Ms. Madhu Moolchandani,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following
O R D E R

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.SP2

The Transfer Petition is ordered in terms of the
signed order. No costs.

.SP1

[Naresh Kumar]
Court Master

[Kanwal Singh]
Court Master

[Signed order is placed on the file.]

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IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION(C) NO.422 OF 2001@@
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Prem Lata Paliwal

...Petitioner

Vs.

Ajay Paliwal

...Respondent

O R D E R@@
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The petitioner is the wife of the respondent who filed case No.250/2000 titled Ajay Paliwal v. Prem Lata Paliwal@@
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in the court of Civil Judge, Sr.Division, Farrukhabad, U.P. for restitution of conjugal rights under Section 9 of the Hindu Marriage Act, 1955. The petitioner states that she is unable to bear the expenses of travel and stay at Farrukhabad, each time the case is adjourned.

The Office Report shows that the respondent after reading the dasti notice sought to be served on him refused to accept the same. In view of this we deem the service on the respondent as sufficient.

Inasmuch as the averment in the Transfer Petition remains uncontroverted we order transfer of the case No.250/2000 titled Ajay Paliwal v. Prem Lata Paliwal from@@
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the court of Civil Judge, Sr.Division, Farrukhabad to the District Judge, Delhi, who may try the matter himself or assign the same to a competent court.

The Transfer Petition is accordingly ordered. No costs.

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.....J.
[SYED SHAH MOHAMMED QUADRI]

New Delhi,
March 08, 2002.@@
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.....J.
[S.N. VARIAVA]