

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). 415 OF 2009

SANGITA Petitioner(s)

VERSUS

PAVAN KUMAR Respondent(s)

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

Date: 05/07/2010 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. Vivek Vishnoi, Adv.
Mr. Yash Pal Dhingra, Adv.

For Respondent(s) Respondent-In-Person

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

Transfer petition is allowed in terms of the
signed order. Suit No.847 of 2008 titled Pavan Kumar
Ramlakhan Mishra Vs. Smt. Sangitadevi pending before the
Family Court, Ahmedabad (Gujarat) is ordered to be
transferred to District Judge, Fatehpur (U.P.), who shall
assign it or place it before a court of competent
jurisdiction at Fatehpur.

( Ravi P. Verma ) ( M.S. Negi )
Court Master Court Master
[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION(C) NO. 415 OF 2009

SANGITA .....PETITIONER

Versus

PAVAN KUMAR .....RESPONDENT

O R D E R

This petition is filed by the wife for transfer of a
divorce petition under Section 13 of the Hindu Marriage
Act, 1955 filed by her husband from Family Court, Ahmedabad
(Gujarat) to the court of competent jurisdiction at
Fatehpur (U.P.). The petitioner alleges threat to her life
at the hands of the respondent. She also alleges that she
is poor and not in a position to bear the expenses of
travelling to Ahmedabad to defend the petition. The
respondent, who appears in person, has no objection for the

case to be transferred to Fatehpur.

2. On the facts and circumstances, we consider this a fit case for transfer.

3. Accordingly, transfer petition is allowed. Suit No.847 of 2008 titled Pavan Kumar Ramlakhan Mishra Vs. Smt. Sangitadevi pending before the Family Court, Ahmedabad (Gujarat) is ordered to be transferred to District Judge, Fatehpur (U.P.), who shall assign it or place it before a court of competent jurisdiction at Fatehpur.

.....J.  
( R.V. RAVEENDRAN )

New Delhi; .....J.  
July 5, 2010. ( H.L. GOKHALE )