

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 443 OF 2009

CHETNA BHATI

Petitioner(s)

VERSUS

BIJENDER SINGH BHATI

Respondent(s)

O R D E R

1. In this petition filed under Section 25 of the Code of Civil Procedure, prayer has been made for transfer of the divorce case filed by the respondent which is pending before District Judge, Bongaigaon, within the State of Assam.

2. The petitioner, who is a resident of New Delhi, has sought transfer of aforesaid case mainly on the ground of financial incapacity and her inability to travel from New Delhi to Bongaigaon, Assam to attend the proceedings of the case filed by the respondent.

3. We have heard learned counsel for the parties and perused the record. In view of the counter affidavit filed by the respondent wherein he has stated that he does not have any objection, if this petition is allowed, Title Suit (Divorce) No.24 of 2007 titled "Bijender Singh Bhati versus Chetna Bhati" pending in the Court of District Judge, Bongaigaon, within the State of Assam is transferred to the Court of District Judge, District South, Patiala House, New Delhi, who may try the case himself or make over the same to any other court of competent jurisdiction for being decided in accordance with law.

.....J.
(G.S. SINGHVI)

.....J.
(ASOK KUMAR GANGULY)

NEW DELHI,
FEBRUARY 04, 2011.
ITEM NO.36

COURT NO.11

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). 443 OF 2009

CHETNA BHATI

Petitioner(s)

VERSUS

BIJENDER SINGH BHATI

Respondent(s)

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

Date: 04/02/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. Praneet Ranjan, Adv.
Mr. Ashok Singh, Adv.

For Respondent(s) Mr. Sanjay Kumar Ghosh, Adv.

Mr. Premasish Choudhury, Adv.
Ms. Rupali S. Ghosh, Adv.

UPON hearing counsel the Court made the following

O R D E R

In terms of signed order, the transfer
petition is allowed.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master

(Signed Order is placed on the file)