

O#
ITEM NO.56

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). 577 OF 2012

SAPNA CHAKRAVESHYA

Petitioner(s)

VERSUS

MANOJ CHAKRAVESHYA

Respondent(s)

(With appln(s) for stay,modification of Court's Order and office report)

WITH T.P.(C) NO. 578 of 2012

(With appln. for stay and modification of court's order and office report)

Date: 29/10/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Ms. Anuradha Mutatkar,Adv.

For Respondent(s) Mr. Rajesh Kumar,Adv.

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

Transfer Petitions are allowed in terms of signed order.

|(Pardeep Kumar)
|Court Master

|(Renu Diwan)
|Court Master

[SIGNED ORDER IS PLACED ON THE FILE]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 577 OF 2012

| SAPNA CHAKRAVESHYA

|...| PETITIONER(S)

Versus

| MANOJ CHAKRAVESHYA

|...| RESPONDENT(S)

WITH

TRANSFER PETITION (C) NO. 578 OF 2012

| SAPNA CHAKRAVESHYA | ... | PETITIONER(s) |

| Versus |

| MANOJ CHAKRAVESHYA | ... | RESPONDENT(s) |

O R D E R

I.A. No. 3 of 2012:

By I.A. No.3 of 2012, the respondent has prayed for modification of the order dated August 13, 2012 insofar as the respondent was directed to pay an amount of Rs. 25,000/- to the petitioner.

The respondent has prayed that an appropriate amount may be directed to be paid by the respondent to the petitioner.

: 2 :

We find no justification to accede to the prayer made in I.A. No. 3 of 2012.

I.A. No. 3 of 2012 is, accordingly, dismissed.

Transfer Petition (C) Nos. 577 of 2012 and 578 of 2012:

Learned counsel for the respondent submits that since the respondent is not desirous of paying an amount of Rs. 25,000/- to the petitioner to enable the parties to have their disputes settled through the process of mediation, the transfer petitions may be allowed and the proceedings in Case Nos. 197A/2011 and 409A/2009, Manoj Chakraveshya vs. Sapna Chakraveshya, both pending in the Family Court, Jabalpur, Madhya Pradesh be transferred to the court of competent jurisdiction at Banda, Uttar Pradesh.

5. We, accordingly, allow the Transfer Petitions and transfer Case Nos. 197A/2011 and 409A/2009, Manoj Chakraveshya vs. Sapna Chakraveshya, both pending in the Family Court, Jabalpur, Madhya Pradesh to the court of Principal District Judge, Banda, Uttar Pradesh. It will be open to the Principal District Judge, Banda, Uttar Pradesh to transfer the above matters to any other competent court

: 3 :

within his jurisdiction. The transferrer court shall transmit the record and proceedings pertaining to the above matrimonial cases to the transferee court without any delay. No costs.

.....J.
(R.M. LODHA)

.....J.
(ANIL R. DAVE)

NEW DELHI
OCTOBER 29, 2012.