

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). 768 OF 2005

REKHA Petitioner(s)

VERSUS

GAJINDER SINGH Respondent(s)

(With appln(s) for stay)

Date: 20/03/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. SRIKRISHNA

HON'BLE MR. JUSTICE TARUN CHATTERJEE

For Petitioner(s) Ms. Sunita Sharma,Adv.

For Respondent(s) Mr. A.K. Pandey, Adv.

Ms. Sunita R. Singh, Adv.

Mr. Rajesh Prasad Singh,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.

(K.K. Chawla)

(Radha R. Bhat

ia)

Court Master

Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 768 OF 2005

REKHA

PETITIONER

VERSUS

GAJINDER SINGH

RESPONDENT

O R D E R

Heard.

This transfer petition has been filed by the wife for transfer of Case No.28-A/2004

(Gajendra Singh v. Ms. Rekha) from the Court of 1st Additional District Judge, Ratlam

(M.P.) to a competent Court in Kota (Rajasthan). The grounds for transfer are that the

Petitioner-wife is unable to undertake this journey by herself, nor is it possible for her to

get a male member to accompany her and that she has no other source of income from

which she could arrange for representation through counsel at Rajasthan.

We are satisfied that the transfer petition needs to be allowed. We had given a

choice to the Respondent-husband by our order dated 25th August 2005 to meet the

expenses of Petitioner and a companion on each occasion when the Petitioner has to attend the Court but the Respondent has declined to accept this option.

In the result, we allow the Transfer Petition and transfer Case No.28-A/2004

(Gajendra Singh v. Ms. Rekha) from the Court of 1st Additional District Judge, Ratlam

(M.P.) to the District Judge, Kota (Rajasthan), who shall assign this case to a competent

Court within his jurisdiction.

J.

.....

(B.N. SRIKRISHNA)

.....J.

(TARUN CHATTERJEE)

NEW DELHI;

MARCH 20, 2006.