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ITEM NO.39

Court No.9

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). 672 OF 2012

RAKHI BHATT @ RIMI BHATT

Petitioner(s)

VERSUS

GANDHARVA GOPAL JOSHI

Respondent(s)

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

Date: 01/02/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s)

Mr. Anoop Kr. Srivastav, Adv.

Mr. Vipin Kumar Saxena, Adv.

For Respondent(s)

Mrs V.D. Khanna, 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.

| (Shashi Sareen)
| Court Master

| | (Sneh Lata Sharma)
| | Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) No. 672 OF 2012

| RAKHI BHATT @ RIMI BHATT

| ... | Petitioner(s) |

| Versus |

| GANDHARVA GOPAL JOSHI

| ... | Respondent(s) |

O R D E R

No one appears for the respondent although the matter was passed over once.

The petitioner-wife in this petition has sought transfer of HMA No. 445 of 2011 titled Gandharva Gopal Joshi Vs. Rakhi Bhatt @ Rimi Bhatt pending before the District Judge, Family Court, Gurgaon to the Family Court at Bandra, Mumbai. Apart from other averments made in support of the petition, the petitioner-wife has filed an affidavit stating that she is presently living at Mumbai in connection with a job that she has picked up in that city. It will, therefore, be extremely inconvenient and difficult for her to pursue/contest the matter before the Family Court at Gurgaon. The respondent-husband has no doubt filed counter affidavit, but his absence today shows that he is not opposing the prayer for transfer.

In the circumstances, we direct transfer of HMA No.

445 of 2011 titled Gandharva Gopal Joshi Vs. Rakhi Bhatt @ Rimi Bhatt pending before the District Judge, Family Court, Gurgaon to Family Court at Bandra, Mumbai. This transfer petition is, accordingly, allowed and disposed off leaving the parties to bear their own costs.

.....J.
(T.S.THAKUR)

.....J.
(SUDHANSU JYOTI MUKHOPADHAYA)

New Delhi,
February 01, 2013.