

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 402 OF 2007

SAPNA NAMBIAR

Petitioner(s)

VERSUS

VIPIN VENUGOPAL

Respondent(s)

(With appln(s) for ex-Parte stay,exemption from filing O.T.)

Date: 26/11/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Petitioner(s)

Mr. M.K.S. Menon, Adv.

Mr. Wills Mathews, Adv.

Mr. A. Jayaram, Adv.

Mr. M.K. Michael, Adv.

For Respondent(s)

Mr. Raghenth Basant, Adv.

Mr. Liz Mathew, Adv.

Mr.Senthil Jagadeesan, Adv.

UPON hearing counsel the Court made the following
ORDER

The transfer petition is allowed in terms of the
signed order.

(PAWAN KUMAR)
COURT MASTER

(ANAND SINGH)
COURT MASTER

(signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION(C) NO.402 OF 2007

SAPNA NAMBIAR
PETITIONER

...

VERSUS

VIPIN VENUGOPAL
RESPONDENT

...

ORDER

This petition is filed by the wife. On 23.07.2007 at the request of learned counsel on both the sides we granted six weeks' time to resolve the dispute amicably out of the Court. A report has been submitted that the mediation out of the Court is not possible..

In the transfer petition wife-petitioner seeks transfer of the matrimonial petition on two grounds that the petitioner is residing in Delhi and it is difficult for her to go to Calicut, Kerala to contest the suit. The second ground is that her minor son aged about six years is also residing with her and it would be difficult for her to go to Calcut, Kerala leaving behind her minor son. We are of the view that these are good grounds for allowing the prayer of the petitioner.

Accordingly, the transfer petition is allowed and the case O.P. No.303

of 2007 titled as Mr. Vipin Venugopal vs. Mrs. Sapna Nambiar pending in the Family Court, Calicut, Kerala is transferred to Tis Hazari Courts in Delhi. The District Judge, Tis Hazari Courts, Delhi shall either try the matter himself or assign it to a Judge competent to try such suit.

.....J.
(H.K. SEMA)

.....J.
(V.S. SIRPURKAR)

NEW DELHI,
NOVEMBER 26, 2007.