

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 664 OF 2011

ASHAR Petitioner(s)

VERSUS

SHAHBAB ALIAS NAUSHAD AND OTHERS Respondent(s)

O R D E R

1. The Petitioner - wife has filed this Petition under Section 25 of the Code of Civil Procedure with the prayer for transfer of petition for Restitution of Conjugal Right bearing T.S. (Mat) No.25 of 2009 titled as "Shahbab alias Naushad versus Ashar" pending in the Court of Additional District Judge, Sheikhpura, Bihar to the Court of competent jurisdiction at Meerut, Uttar Pradesh.

2. Having gone through the same, we deem it fit and proper to transfer the matter to the Court of District Judge, Meerut (Uttar Pradesh), 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. The parties are directed to
appear before the said Court on 12.3.2012 and the Additional
District Judge, Sheikhpura, Bihar is directed to remit the record to the said Court forthwith.

3. The Petitioner - wife would file her Written Statement within fifteen days from the date, she puts in appearance on
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12.3.2012. The Court, thereafter, would frame issues and decide the suit itself as expeditiously as possible and preferably within a period of nine (9) months from the date of framing of the Issues. It is also expected that none of the parties would seek undue adjournment of the matter.

4. Office is directed to send copies of the order to the Courts at Sheikhpura (Bihar) and Meerut (Uttar Pradesh) both.

5. The Transfer Petition is allowed in the above terms.

.....J.
(DEEPAK VERMA)

.....J.
(K.S.RADHAKRISHNAN)

NEW DELHI,
JANUARY 23, 2012.

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ITEM NO.52

COURT NO.12

SECTION XVIA

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

TRANSFER PETITION (CIVIL.) NO(s). 664 OF 2011

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SHAHBAB @ NAUSHAD & ORS. Respondent(s)

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

Date: 23/01/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DEEPAK VERMA
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

For Petitioner(s) Mr. Awanish Sinha,Adv.

For Respondent(s) Mr. Danish Zubair Khan, Adv.
Mr. Sumit Kumar,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

(S.S.R. Krishna)
Court Master

(Signed Order is placed on the file)