

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION(C) NO. 1064 OF 2013

Jyoti Sachan

..Petitioner

versus

Deepak Singh

..Respondent

O R D E R

Learned counsel for the petitioner has filed affidavit dated 8.8.2013 stating therein that the respondent refused to accept the service of notice.

In view of the affidavit filed by the counsel, the service is treated as complete.

In this petition filed under Section 25 of the Code of Civil Procedure, the petitioner has prayed for transfer of Hindu Marriage Petition No. 379 of 2013 titled Deepak Singh v. Jyoti Sachan filed by the respondent under Section 9 of the Hindu Marriage Act, 1955 which is pending before the Family Court at Varanasi (Uttar Pradesh) to the Family Court, Saket, New Delhi.

The petitioner has sought transfer of the case filed by the respondent mainly on the grounds of financial difficulty and her inability to travel from Delhi to Varanasi.

Since the respondent has not controverted the averments contained in the transfer petition, we deem it proper to accept the prayer made by the petitioner.

The transfer petition is accordingly allowed and Hindu Marriage Petition No. 379 of 2013 titled Deepak Singh v. Jyoti Sachan pending before the Family Court at Varanasi (Uttar Pradesh) is transferred to the Family Court, Saket, New Delhi for being decided in accordance with law.

.....J.
[G.S. SINGHVI]

NEW DELHI;
AUGUST 13, 2013

.....J.
[V. GOPALA GOWDA]

ITEM NO.7

COURT NO.2

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). 1064 OF 2013

JYOTI SACHAN

Petitioner(s)

VERSUS

DEEPAK SINGH

Respondent(s)

(With appln(s) for stay)

Date: 13/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE V. GOPALA GOWDA

For Petitioner(s) Mr. Anil Karnwal, Adv.

For Respondent(s) None

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

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

| (Parveen Kr.Chawla)
| Court Master
|

| | (Phoolan Wati Arora)
| | Court Master
| |

[signed order is placed on the file]