

ITEM NO.57

COURT NO.6

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). 708 OF 2011

HEM LATA Petitioner(s)

VERSUS

KULDEEP KUMAR Respondent(s)

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

Date: 30/01/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr. A.S. Pundir,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]
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IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
TRANSFER PETITION(C) NO.708 OF 2011

Hem Lata ..Petitioner

versus

Kuldeep Kumar ..Respondent

O R D E R

In this petition, a prayer has been made for

transfer of Original Suit No. 1834 of 2010 which is pending in the Court of Civil Judge (Sr. Division), Bulandshahar, Uttar Pradesh.

The petitioner has sought transfer of the case filed by the respondent on the grounds that brother of the petitioner was already humiliated and assaulted by the respondent and it may not be safe for her to attend the proceedings at Bulandshahar even with someone escorting her, and respondent is already contesting the proceedings at Dwarka Courts at New Delhi in two other cases relating to the maintenance and domestic violence.

Although, the respondent has been duly served, he has neither appeared in person or through an advocate nor any counter has been filed to oppose the petitioner's prayer.

Therefore, the transfer petition is allowed and

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Original Suit No. 1834 of 2010 titled Kuldeep Kumar vs Hemlata, which is pending in the Court of Civil Judge (Sr. Division), Bulandshahar, within the State of Uttar Pradesh is transferred to the Court of District Judge, Delhi, 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.

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

NEW DELHI;
JANUARY 30, 2012

.....J.
[SUDHANSU JYOTI MUKHOPADHAYA]