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T.P.(C) No. 581 OF 2001

ITEM No.203

Court No. 1

SECTION XVIA
A/N MATTER

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.581/2001

ASIFA FEROZ & ORS.

Petitioner (s)

VERSUS

FEROZ AHMAD BATT & ANR.

Respondent (s)

(With Appln(s). for stay)
(For Final Disposal)
With

T.P.(Crl.) No.230/2001 (Gulam Nabi Naqash & Ors. vs. Feroz Ahmad
Batt & Ors.) (with appln.(s) for stay) (for final disposal).

Date : 13/09/2002 These Petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Petitioner (s)

Mr. Vineet Malhotra, Adv.
Mr. Shailendra Sharma, Mr. Mukund Sharma and
Ms. Binu Tamta, Adv.

For Respondent (s)
in TP(C) 581/01

Mr. Vijay Kumar, Adv.

in TP(Crl.) 230/01

Mr. Anis Suhrawardy, Adv.

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

.....L.....I.....T.....T.....T.....T.....T.....J.....

The transfer petitions stand disposed of in terms
of the signed order.

(D.P. WALIA)
COURT MASTER

(S.L. GOYAL)
COURT MASTER

(Signed Order is placed on the file)

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IN THE SUPREME COURT OF INDIA
CIVIL/CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.581 OF 2001@@
CC

Asifa Feroz & Ors. ...Petitioners

VERSUS

Feroz Ahmad Batt & Anr. ...Respondents

WITH

TRANSFER PETITION (CRL.) NO.230 OF 2001@@
CC

Gulam Nabi Naqash & Ors. ...Petitioners

VERSUS

Feroz Ahmad Batt & Ors. ...Respondents

O R D E R@@
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.....L.....I.....T.....T.....T.....T.....T.....T.....J
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These transfer petitions are filed by daughter Asifa Feroz wife of Feroz Ahmad Batt and her father Gulam Nabi Naqash for the transfer of cases filed by the respondent Feroz Ahmad Batt in Srinagar. It appears that arising out of a matrimonial dispute between Asifa Feroz and Feroz Ahmad Batt, the husband Feroz Ahmad Batt filed two petitions in courts at Srinagar - one against his wife Asifa Feroz and the second against his father-in-law Gulam Nabi Naqash. It is for transferring these two petitions that these transfer petitions [TP(C) No. 581/2001 and TP(Crl.) 230/2001] have been filed in this Court.

P.T.O.

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On the last date of hearing, counsel for the parties had informed that the dispute between them has been settled and Feroz Ahmad Batt will withdraw the petitions which were filed in Srinagar. It is stated by the learned counsel for Feroz Ahmad Batt that despite his best efforts he has not been able to get any instructions. He further states that the petitions in Srinagar will be withdrawn, if not already withdrawn, and these transfer petitions be disposed of with a direction that if no settlement between the parties has been arrived at and the petitions in Srinagar are surviving, then it will be open to the petitioners in these cases to revive the present transfer petitions [TP(C) No. 581/2001 and TP(Crl.) 230/2001]. Ordered accordingly.

These transfer petitions stand disposed of in the aforesaid terms.

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.....CJ.

.....J.
(K.G. BALAKRISHNAN)

New Delhi;
September 13, 2002.

.....J.
(ARIJIT PASAYAT)