

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). 885 OF 2005

ASHA SINHA

Petitioner(s)

VERSUS

KRISHNA MURARI SINHA

Respondent(s)

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

Date: 16/10/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s)

Mr. Ajay Choudhary,Adv.

Mr. Rajeev Shankar Dvivedi, Adv.

Mr. Ashish Thakur, Adv.

For Respondent(s)

Mr. Gopal Prasad,Adv.

UPON hearing counsel the Court made the following

O R D E R

The Transfer Petition is allowed in terms of the signed order. No

costs.

(Rajesh Dham)

(Om Prakash)

Court Master

Court Master

(signed order is placed in the file)

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 885 OF 2005

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O R D E R

Heard the parties.

In the facts and circumstances of the case, M.T.S. NO. 114 of 2005 titled as

"Krishna Murari Sinha vs. Asha Sinha and Another" pending before the Principal

Judge, Family Court, Ranchi within the State of Jharkhand is transferred to the Court

of District Judge, Bihar Sharif at Nalanda within the State of Bihar, who shall either try

the case himself or make over the same for trial to any other Court of competent

jurisdiction.

The Transfer Petition is, accordingly, allowed.

Both the parties stated that between the same parties three other cases are

pending, viz., complaint case No. 1034 (C) of 2000 and case No. 14 (M) of 2001 both

pending before S.D.J.M., Bihar Sharif, Nalanda, besides Case No. 639 (C) of 2001

filed under Section 494/114 of the Indian Penal Code pending before the Court of

Judicial Magistrate, 1st Class, Bihar Sharif, Nalanda. Prayer has been made that the

said Courts should be directed to see that one date is fixed in all the aforesaid three

cases as well as in M.T.S. NO. 114 of 2005, which has been transferred to the Court of

District Judge, Bihar Sharif at Nalanda.

Let copy of this Order be sent to the District Judge, Bihar Sharif at Nalanda

who shall circulate copy thereof to the concerned Courts and see that one date is fixed

in all these cases so that the respondent may not have to come from Ranchi on different

dates in these cases.

.....J.

(B.N. AGRAWAL)

.....J.

(P.P. NAOLEKAR)

NEW DELHI ;

OCTOBER 16, 2006.