

ITEM NO.35

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). 638 OF 2006

SONIA NAHAR

Petitioner(s)

VERSUS

PRASHANT NAHAR

Respondent(s)

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

Date: 20/04/2007 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE H.K. SEMA

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s)

Mr. Himanshu Munshi, Adv.

Mr. Mohan Pandey,Adv.

For Respondent(s)

Mr. Pallav Shishodia, Adv.

Mr. Hemant Sharma, Adv.

Mr. D.N. Mishra,Adv.

UPON hearing counsel the Court made the following

O R D E R

har Case No.120/2006 titled Dr. Prashant Nahar Vs. Sonia Na

pending before the Family Court at Udaipur, Rajasthan stands transferred

to the Court of Family Judge at Lucknow, Uttar Pradesh.

Transfer petition is allowed in terms of the signed order.

(Ravi P. Verma)

(Gyan Bhatia)

Court Master

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. 638 OF 2006

DR. SONIA NAHAR

PETITIONER(S)

Versus

DR. PRASHANT NAHAR

RESPONDENT(S)

O R D E R

Pursuant to our order dated 16/03/2007, both the husband

and wife appear before us.

Our persuasion to come to terms has failed.

This is wife's petition for transfer of Case No.120/2006 titled

Dr. Prashant Nahar Vs. Sonia Nahar pending before the Family Court

at Udaipur, Rajasthan to the Court of Family Judge at Lucknow, Uttar

Pradesh. The ground taken in the petition is that she has also filed

S.125, Cr.P.C. petition at Lucknow for maintenance. It is also stated

that an infant child is staying with her and she is unable to travel to

Udaipur, Rajasthan to contest the suit leaving behind the infant child.

In our view, these are sufficient grounds to allow the transfer petition.

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Accordingly, Case No.120/2006 titled Dr. Prashant Nahar

Vs. Sonia Nahar pending before the Family Court at Udaipur,

Rajasthan stands transferred to the Court of Family Judge at

Lucknow, Uttar Pradesh.

Transfer petition is allowed.

.....J.

(H.K. SEMA)

New Delhi;

.....J.

April 20, 2007.

(LOKESHWAR SINGH PANTA)