

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 781 OF 2012

KRISHNAVENI @ M.V. MAHALAKSHMI

PETITIONER(S)

VERSUS

M.D. VINAYBABU

RESPONDENT(S)

O R D E R

This is wife's petition for transfer of matrimonial case being O.P. No. 265 of 2011, titled as "M.D. Vinaybabu vs. Krishnaveni @ M.V. Mahalakshmi", from the Family Court, Secunderabad, Andhra Pradesh to the Family Court at Chennai, Tamil Nadu.

2. The notice of Transfer Petition was sent to the respondent.

It is reported that the respondent refused to accept the notice and there is an endorsement on the postal envelope "unclaimed". Service on respondent is thus sufficient. No body has appeared to oppose this Transfer Petition and thus, the facts stated in the Transfer Petition remain untraversed and undenied.

3. We have heard Mr. K.K.S. Krishnaraj, learned counsel for the petitioner and perused the averments made in the Transfer Petition.

4. Having regard to the fact that the petitioner-wife is presently residing in Chennai, we are satisfied that greater hardship shall be caused to her in case the proceedings in the above matrimonial case are allowed to be continued at Secunderabad, Andhra Pradesh.

5. We, accordingly, allow the transfer petition and transfer matrimonial case being O.P. No. 265 of 2011, titled as "M.D. Vinaybabu vs. Krishnaveni @ M.V. Mahalakshmi", from the Family Court, Secunderabad, Andhra Pradesh to the Family Court at Chennai, Tamil Nadu. The transferrer court shall transmit the record and proceedings of the transferred matrimonial case to the transferee court without any delay.

6. The transferee court is requested to hear and decide the transferred matrimonial case as expeditiously as may be possible. The parties are directed to co-operate with the transferee court in

expeditious disposal of the matrimonial case.
7. No costs.

.....J.
(R.M. LODHA)

.....J.
(J. CHELAMESWAR)

.....J.
(MADAN B. LOKUR)

NEW DELHI
APRIL 1, 2013.

ITEM NO.55

COURT NO.5

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). 781 OF 2012

KRISHNAVENI @ M.V.MAHALAKSHMI

Petitioner(s)

VERSUS

THIRU M.D.VINAYBABU

Respondent(s)

(With appln(s) for stay)

Date: 01/04/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE J. CHELAMESWAR
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s)

Mr. K.K.S. Krishnaraj, Adv.
Mr. S. Beno Bencigar, Adv.
Mr. Satya Mitra Garg, Adv.
Mr. S. Devarajan, Adv.

For Respondent(s)

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

Transfer Petition is allowed in terms of signed order. No
costs.

|(Pardeep Kumar)
|Court Master

|(Renu Diwan)
|Court Master

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[SIGNED ORDER IS PLACED ON THE FILE]