

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.598 OF 2009

JASWINDER KAUR

...Petitioner(s)

VERSUS

AMARJEET SINGH

...Respondent(s)

O R D E R

1. This is a petition for transfer of HMA case No.196 of 2009, pending before District Judge, Tis Hazari Courts, Delhi to the Court of competent jurisdiction at Ambala, within the State of Haryana.

2. The petitioner has sought transfer of the aforesaid case mainly on the ground of financial difficulty and her inability to travel from Ambala Cantt to New Delhi to attend the proceedings of the case filed by the respondent.

3. In his reply affidavit, the respondent has opposed the petitioner's prayer by alleging that she has not come to the Court with clean hands and has tried to mislead the Court in believing that she is a resident of Ambala, though, in fact, she is a resident of Jagadhari, District Yamuna Nagar.

4. We have heard learned counsel for the parties and perused the record. Shri R.K. Kapoor, learned counsel for the petitioner submitted that his client is residing at Jagadhari and, therefore, the matter pending at Delhi may be transferred to the Court of District Judge, Jagadhari, Yamuna Nagar.

5. In our view, it will be in the interest of justice to accept the prayer made by the petitioner. Accordingly, the transfer petition is allowed and HMA case No.196 of 2009 titled Amarjeet Singh vs.Smt. Jaswinder Kaur, pending before District Judge, Tis Hazari Courts, Delhi to District Judge, Jagadhari, within the State of Haryana, who may try the case himself or make

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over the same to any other court of competent jurisdiction for being disposed of in accordance with law..

.....J.
(G.S. SINGHVI)

.....J.
(ASOK KUMAR GANGULY)

NEW DELHI,
NOVEMBER 29, 2010.

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ITEM NO.36

COURT NO.11

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). 598 OF 2009

JASWINDER KAUR

Petitioner(s)

VERSUS

AMARJEET SINGH

Respondent(s)

(With appln(s) for exemption from filing O.T. and stay and office report)

Date: 29/11/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr.R.K.Kapoor, Adv.

For Respondent(s) Mr. Vijay Kumar, 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.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master

(Signed order is placed on the file)