

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). 616 OF 2004

HANSA Petitioner(s)

VERSUS

SACHIN SHAH Respondent(s)

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

Date: 22/08/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN
HON'BLE MR. JUSTICE S.B. SINHA

For Petitioner(s)

Mr. S.V. Deshpande,Adv.

For Respondent(s)

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

The transfer petition is allowed in terms of the signed order.

(J.S. Rawat)
Court Master

(Kanwal Singh)
Court Maste

r

[Signed order is placed on the file.]

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 616 OF 2004

Hansa Petitioner (s)

Versus

Sachin Shah Respondent (s)

O R D E R

The present petition under Section 25 of the Code of Civil Procedure has been filed by the wife-petitioner seeking transfer of HMA-I No. 281 of 2004 instituted against her by her husband-respondent at Family Court, Jaipur to Gwalior .

On 1st of September, 2004 on being mentioned the petition, this Court while issuing notice, granted stay of further proceedings before the Family Court at Jaipur.

On the next date of hearing, i.e., 17th of January, 2005, since the respondent did not put in his appearance in spite of due service of notice, the case was adjourned by two weeks in order to give him one more opportunity to turn up. Even today, there is no appearance on behalf of the respondent. He is ordered to be proceeded ex parte.

Since this is an uncontested petition, in view of the assertions made in the petition, we deem it appropriate to direct that HMA-I No.281 of 2004 titled as Sachin Shah v. Smt. Hansa wife of Sachin Shah, pending in the Family Court at Jaipur be transferred to the Family Court at Gwalior (M.P.).

All relevant records of the case be transmitted to the transferee Court forthwith. The transferee Court on receipt of the case record shall hear and dispose of the same in accordance with law.

The transfer petition is allowed accordingly.

J.

.....
(ASHOK BHAN)

New Delhi;

.J.

August 22, 2005.

.....
(S.B. SINHA)