

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 636 OF 2009

KAUSAR HASAN RAZA SHEIKH

..Petitioner(s)

VERSUS

HASAN RAZA SHEIKH @ TAMANNE

..Respondent(s)

O R D E R

1. In this petition filed under Section 25 of the Code of Civil Procedure, the petitioner has prayed for transfer of Matrimonial Case No.19 of 2009, which is pending in the Principal Family Court at Vaishali, Hajipur, within the State of Bihar.

2. The petitioner, who is a resident of Mumbai, has sought transfer of the aforesaid case mainly on the ground of her inability to travel from Mumbai to Hajipur, leaving her two year old child.

3. Although, notice of the transfer petition has been duly served upon the respondent, he has neither appeared in person or through an advocate nor filed reply to contest the prayer made by the petitioner.

4. In view of the above, this petition is allowed and Matrimonial Case No.19 of 2009, which is pending in the Principal Family Court at Vaishali, Hajipur, within the State of Bihar is transferred to the Family Court at Bandra, within the State of Maharashtra.

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

.....J.

(ASOK KUMAR GANGULY)

NEW DELHI,  
APRIL 16, 2010.

ITEM NO.42

COURT NO.11

SECTION XVIA

3

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

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

Date: 16/04/2010 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.Prasanth, Adv.  
Ms.Prachi Bajpai, Adv.  
Mr. T. Harish Kumar,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.

(Satish K.Yadav)  
Court Master

(Phoolan Wati Arora)  
Court Master

( Signed order is placed on the file )