

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 994 OF 2005

ANITA GUPTA Petitioner(s)

VERSUS

SHIO KUMAR GUPTA Respondent(s)

(With appln(s) for stay, c/delay in filing counter affidavit and office report)

Date: 20/08/2007 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. Ratan Kumar Choudhuri,Adv.

For Respondent(s) Mr. Anil K. Jha,Adv.

UPON hearing counsel the Court made the following
ORDER

H.M.A. No.360/2005 titled Shio Kumar Gupta Vs. Anita Gupta pending in the Court of Shri Tej Singh Kashyap, ADJ, Tis Hazari Courts, Delhi is transferred to the Court of Principal Judge, Family Court, Bhagalpur (Bihar).

Transfer Petition is allowed in terms of the signed order.

(Ravi P. Verma) (Anand Singh)
Court Master Court Master

[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 994 OF 2005

ANITA GUPTAPETITIONER(S)
Versus
SHIO KUMAR GUPTARESPONDENT(S)

ORDER

This petition is filed by the wife for transfer of Section 9 application pending at Tis Hazari Court, Delhi to the Court of Principal Judge, Family Courts, Bhagalpur (Bihar). The ground taken is that the petitioner is having a small child and she would be unable to travel from Bhagalpur to Delhi leaving behind the small child. It is also stated that

the petitioner would not be in a position to take the small child and travel a long distance from Bhagalpur to Delhi to contest the suit. In our view, this is a good ground for transfer.

Accordingly, H.M.A. No.360/2005 titled Shio Kumar Gupta Vs. Anita Gupta pending in the Court of Shri Tej Singh Kashyap, ADJ, Tis Hazari Courts, Delhi is transferred to the Court of Principal Judge, Family Court, Bhagalpur (Bihar).

Transfer Petition is allowed.

.....J.
(H.K. SEMA)

New Delhi;J.
August 20, 2007. (LOKESHWAR SINGH PANTA)