

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). 1031 OF 2008

CHINAR DIPESHKUMAR SHAH Petitioner(s)

VERSUS

DIPESHKUMAR VINODHBAI SHAH Respondent(s)

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

Date: 26/10/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Mr. S. Udaya Kumar Sagar, Adv.
Ms. Bina Madhavan, Adv.
For M/S. Lawyer'S Knit & Co,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. Petition No. A 584 of 2007 pending before Family Court, Nagpur, Maharashtra stands transferred to the Family Court, Baroda, Gujarat.

(Ravi P. Verma) (M.S. Negi)
Court Master Court Master
[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION(C) NO. 1031 OF 2008

CHINAR DIPESHKUMAR SHAHPETITIONER(S)

Versus

DIPESHKUMAR VINODHBAI SHAHRESPONDENT(S)

O R D E R

This petition is filed by the wife seeking transfer of the petition filed by husband under Section 9 of the Hindu Marriage Act, 1955 for restitution of conjugal rights pending in Petition No. A 584 of 2007 on the file of the Family Court, Nagpur to the Family Court, Baroda. The petitioner has stated that due to financial difficulties and lack of male assistance to accompany her during her journeys, it is not possible for her to contest the matter at Nagpur. The respondent, though served, has not contested the matter.

On the facts and circumstances, we consider this a fit case for transfer.

Accordingly, the transfer petition is allowed. Petition No. A 584 of 2007 pending before Family Court, Nagpur, Maharashtra stands transferred to the Family Court, Baroda, Gujarat.

.....J.
(R.V. RAVEENDRAN)

New Delhi;J.
October 26, 2009. (G.S. SINGHVI)