

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). 712 OF 2009

ANITA YADAV

Petitioner(s)

VERSUS

SUNIL YADAV

Respondent(s)

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

Date: 30/11/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Go.S. SINGHVI

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s)

Ms. Pragati Neekhara, Adv.

Mr. Suryanarayana Singh, Adv.

For Respondent(s)

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

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

(Neetu Khajuria)  
Sr.P.A.

(Mithlesh Gupta)  
Court Master

(Signed order is placed on the file)  
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO.712 OF 2009

Anita Yadav

...Petitioner

Versus

Sunil Yadav

...Respondent

O R D E R

1. In this petition, the petitioner has prayed for transfer of Suit No.47 of 2009 titled Shri Sunil Yadav versus Smt. Anita Yadav pending in Family Court, Udaipur, Rajasthan to the court of competent jurisdiction, Narnaul, District Mahendragarh, Haryana.

2. The petitioner wife has sought transfer on the grounds of financial incapacity and her inability to travel alone from Narnaul to Udaipur. She has averred that her mother is too old to accompany her from Narnaul to Udaipur.

3. Although the respondent has been duly served, he has neither appeared in person or through an advocate nor he has filed counter-affidavit to controvert the assertions contained in the petition.

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4. Since the averments contained in the transfer petition have not been controverted, we are of the view that that it will be in the interest of justice to transfer Suit No.47 of 2009 pending in Family Court, Udaipur within the State of Rajasthan to the court of competent jurisdiction, Narnaul, District Mahendragarh, Haryana. Ordered accordingly.

5. The transfer petition is disposed of in the manner indicated above.

.....J.  
[G.S. Singhvi]

.....J.  
[Asok Kumar Ganguly]