

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). 822 OF 2009

SMITAKSHI ROY Petitioner(s)

VERSUS

ANIRBAN ROY Respondent(s)

(With appln(s) for stay and office report)
I.A. No. 2 (appln. under Section 340 CR.P.C. For initiating Crl.
Proceedings against the petitioner for perjury)

Date: 16/11/2009 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE V.S. SIRPURKAR
HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

For Petitioner(s) Mr. Murali Kaushik, Adv. for
M/S. Karanjawala & Co.

For Respondent(s) Ms. Nitya Ramakrishnan, Adv.
Mr. Trideep Pais, Adv.
Mr. Nikhil Nayyar, Adv.

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

The Transfer Petition is allowed in terms of signed
order.
No orders on I.A. No. 2.

(Pardeep Kumar)
Court Master

(Shashi Bala Vij)
Court Master

[SIGNED ORDER IS PLACED ON THE FILE]
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 822 OF 2009

SMITAKSHI ROY ...PETITIONER

VERSUS

ANIRBAN ROY ...RESPONDENT

O R D E R

1. This transfer petition has been filed by the petitioner-
wife seeking transfer of Special Marriage Act Petition No. 6 of

2008, titled Anirban Roy Vs. Smitakshi Roy from the Court of learned Additional District Judge, Tis Hazari Courts, Delhi to an appropriate District Court/Civil Court at Anand, Gujarat.

2. We have heard learned counsel appearing for the parties and gone through the petition.

3. This Transfer Petition is for transfer of aforesaid matter to the concerned court at Anand, Gujarat. However, Ms. Nitiya Ramakrishnan, learned counsel appearing for the respondent prays that the matter may be transferred to Baroda. Mr. Murali Kaushik, learned counsel appearing for the petitioner has no objection if the matter is transferred to the appropriate Court at Baroda, Gujarat.

4. Considering the facts and circumstances of this case, we deem it proper to transfer Special Marriage Act Petition No. 6 of 2008, titled Anirban Roy Vs. Smitakshi Roy pending in the Court

: 2 :

of learned Additional District Judge, Tis Hazari Courts, Delhi to the court of District Judge, Baroda, Gujarat who may hear the petition either himself or assign the same to a court of competent jurisdiction. Ordered accordingly. We hope that the present matter being a matrimonial dispute, shall be disposed of as early as possible.

5. The Transfer Petition is allowed accordingly.

.....J.
[V.S. SIRPURKAR]

.....J.
[B SUDERSHAN REDDY]

NEW DELHI
NOVEMBER 16, 2009.