

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 793 OF 2010

DOLA MUKHERJEE (CHAKRABORTY)

Petitioner(s)

VERSUS

DEBAJIT CHAKRABORTY

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 Suit No.351 of 2009 filed by the respondent, which is pending in the Court of District Judge, Burdwan.

2. The petitioner, who is a resident of Dhanbad (Jharkhand), has sought transfer mainly on the ground of financial incapacity and difficulty in travelling from Dhanbad to Burdwan (West Bengal) to attend the proceedings of the case filed by the respondent.

3. We have heard learned counsel for the parties and perused the record.

4. In our view, it will be in the interest of the justice to accept the prayer made by the petitioner. Accordingly, the transfer petition is allowed and Matrimonial Suit No.351 of 2009 titled "Debajit Chakraborty versus Dola

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alias Sumita Chakraborty" pending in the Court of District Judge, Burdwan (West Bengal) is transferred to the Court of District Judge, Dhanbad (Jharkhand), who may try the case himself or make over the same to any other court of competent jurisdiction for being decided in accordance with law.

5. It is expected that the Court at Dhanbad will make sincere endeavour to bring about an amicable settlement of the dispute between the parties. If the parties are not able to resolve their dispute through the process of mediation, the concerned court shall dispose of the pending case at the

