

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). 880 OF 2009

BHITIKA SINJAN SAHA

Petitioner(s)

VERSUS

SINJAN TIMIRBARAN SAHA

Respondent(s)

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

Date: 19/03/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN

For Petitioner(s) Ms. M. Indrani, Adv.
Mr. Shantanu Bhardwaj, Adv.
Mr. Indra Makwana, Adv.

For Respondent(s) Mr. S. Bhattacharya, Adv.
Mr. Ujjwal Banerjee, Adv.
Mr. Asit Kumar Rari, Adv.
Mr. Rameshwar Prasad Goyal, Adv.

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

Transfer Petition is allowed in terms of the signed order. Divorce Petition No.319 of 2008 titled Shri Sinjan Timirbaran Saha Vs. Mrs. Bhitika Sinjan Saha, pending in the Court of Family Court, Jaipur (Rajasthan) is ordered to be transferred to the Family Court at Ahmedabad, 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. 880 OF 2008

BHITIKA SINJAN SAHA

.....PETITIONER

Versus

SINJAN TIMIRBARAN SAHA

.....RESPONDENT

O R D E R

This petition for transfer is filed by the petitioner-wife seeking transfer of divorce petition filed by respondent-husband, from Jaipur to Ahmedabad. It is stated that the petitioner-wife is unemployed and dependant

on her old aged parents. She also has to look after a minor daughter. She has no source of income to travel to Jaipur to defend the case. The petition for restitution of conjugal rights filed by the petitioner is pending before the Family Court, Ahmedabad. The respondent has contested the petition. But on the facts and circumstances and the hardship pleaded, we consider this a fit case for transfer.

Accordingly, transfer Petition is allowed.

Divorce

Petition No.319 of 2008 titled Shri Sinjan Timirbaran Saha Vs. Mrs. Bhitika Sinjan Saha, pending in the Court of Family Court, Jaipur (Rajasthan) is ordered to be transferred to the Family Court at Ahmedabad, Gujarat.

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

New Delhi;J.
March 19, 2010. (K.S. RADHAKRISHNAN)