

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 939 OF 2012

EKTA NIGAM

Petitioner(s)

VERSUS

SHEKHAR NIGAM

Respondent(s)

O R D E R

This is wife's petition seeking transfer of divorce petition being M.C. No. 2090 of 2012 titled "Shekhar Nigam Vs. Ekta Nigam" pending before the court of Principal Judge, Family Court, Bangalore, Karnataka to the court of Family Judge, Jabalpur, Madhya Pradesh.

2. Notice of the Transfer Petition has been served on the respondent. In response thereto, respondent has filed counter affidavit in opposition to the Transfer Petition. The petitioner has also filed rejoinder affidavit.

3. We have perused the averments made in the Transfer Petition, counter affidavit and rejoinder affidavit.

4. Having regard to the fact that the petitioner-wife is residing in Jabalpur, Madhya Pradesh, we are satisfied that, if the proceedings in the above case are allowed to be continued at Bangalore, Karnataka, greater hardship shall be caused to the petitioner-wife.

5. We, accordingly, allow the Transfer Petition and transfer divorce petition being M.C. No. 2090 of 2012 titled "Shekhar Nigam Vs. Ekta Nigam" from the court of Principal Judge, Family Court, Bangalore, Karnataka to the Principal Judge, Family Court, Jabalpur, Madhya Pradesh. The transferrer court shall transmit the record and proceedings of the transferred case to the transferee court without any delay.

6. The transferee court is requested to hear and decide the transferred case as expeditiously as may be possible. The parties are directed to co-operate with the transferee court in expeditious disposal of the transferred case.

7. No costs.

.....J.  
( R.M. LODHA )

NEW DELHI;

.....J.

MAY 7, 2013  
ITEM NO.8

COURT NO.4

( S.A. BOBDE )  
SECTION XVIA

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). 939 OF 2012

EKTA NIGAM

Petitioner(s)

VERSUS

SHEKHAR NIGAM

Respondent(s)

(With appln(s) for stay)

Date: 07/05/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA  
HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s) Mr. Kashi Vishweshwar, Adv.  
Ms. A. Sumathi, Adv.

For Respondent(s) Mr. B.K. Choudhary, Adv.  
Mr. Om Prakash, Adv.  
Mr. Debasis Misra, Adv.

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

Transfer Petition is allowed in terms of the signed order.

|(Rajesh Dham)  
|Court Master

|(Renu Diwan)  
|Court Master

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(signed order is placed on the file)