

ITEM NO.50

COURT NO.8

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). 931 OF 2011

ANJUSHREE SAHA

Petitioner(s)

VERSUS

PRASANTA SAHA

Respondent(s)

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

Date: 17/02/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Ms. Kumud Lata Das,Adv.

For Respondent(s)

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

Transfer Petition is disposed of in terms of signed
order.

(Pardeep Kumar)
Court Master

(Renu Diwan)
Court Master

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

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 931 OF 2011

ANJUSHREE SAHA

PETITIONER(S)

VERSUS

PRASANTA SAHA

RESPONDENT(S)

O R D E R

This is a petition by the petitioner-wife for
transfer of Matrimonial Suit No. 238 of 2011 - titled as
Prasanta Saha vs. Anjushree Saha from the court of District

Judge, West (Paschim), Medinapore, West Bengal to the Family Court at Bhagalpur, Bihar.

2. Notice was issued to the respondent- husband. But, despite service, he has not chosen to appear. However, he

has sent a letter addressed to the Assistant Registrar of this Court intimating therein that he has no objection if the above matrimonial suit is transferred to any court of competent jurisdiction at Bhagalpur, Bihar.

3. Having regard to the averments made in the Transfer Petition filed by the petitioner-wife and no-objection expressed by the respondent-husband in his above letter (copy of which is at page 45-D of the paper book), we are satisfied that grave hardship would be caused to the

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petitioner - wife if the matrimonial suit is allowed to be continued at Medinapore, West Bengal.

4. We, accordingly, transfer Matrimonial Suit No. 238 of 2011 - titled as Prasanta Saha vs. Anjushree Saha from the court of District Judge, West (Paschim), Medinapore, West Bengal to the Family Court at Bhagalpur, Bihar. The District Judge, West (Paschim), Medinapore, West Bengal shall transmit the record of the above suit to the transferee court without any delay.

5. Transfer Petition stands disposed of accordingly.

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

.....J.
(H.L. GOKHALE)