

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 966 OF 2011

KEDARSHWARI

Petitioner(s)

VERSUS

KADAMBAR VENKAT

Respondent(s)

O R D E R

1. The Petitioner - wife has filed this Petition under Section 25 of the Code of Civil Procedure with the prayer for transfer of Petition No.A-1019 of 2009 titled as "Kadambar Venkat versus Sau Kedarshwari", pending before the Court of Principal Judge, Family Court at Nagpur (Maharashtra) to the Family Court at Durg (Chhattisgarh).

2. Although, notice of the transfer petition has been duly served upon respondent, he has neither appeared in person or through an advocate nor filed reply to contest the prayer made by the petitioner.

3. Having heard learned counsel for the petitioner and after perusal of the record, we deem it fit and proper to transfer the matter to the Family Court at Durg (Chhattisgarh). The parties are directed to appear before the said Court on 11.6.2012 and the Principal Judge, Family Court at Nagpur (Maharashtra) is directed to remit the record to the said Court forthwith.

2

4. The Petitioner - wife would file her Written Statement within fifteen days from the date, she puts in appearance on 11.6.2012. The Court, thereafter, would frame issues and decide the suit itself as expeditiously as possible and preferably within a period of nine (9) months from the date of

framing of the Issues. It is also expected that none of the parties would seek undue adjournment of the matter.

5. Registry is directed to send copies of the order to the Courts at Nagpur (Maharashtra) and Durg (Chhattisgarh) both.

6. The Transfer Petition is allowed in the above terms.

.....J.  
(DEEPAK VERMA)

.....J.  
(FAKKIR MOHAMED IBRAHIM KALIFULLA)

NEW DELHI,  
MAY 07, 2012.

3

ITEM NO.53

COURT NO.9

SECTION XVIA

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

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

Date: 07/05/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DEEPAK VERMA

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner(s)

Mr. Vikas Upadhayay, Adv.  
Mr. M.P. Singh, Adv.  
Mr. Rajeev Kumar Bansal, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

In terms of signed order, Transfer Petition is allowed.

(A.D. Sharma)  
Court Master

(S.S.R. Krishna)  
Court Master

(Signed Order is placed on the file)