

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). 934 OF 2004

ANTARA MONAL

Petitioner(s)

VERSUS

SUSHIL CHANDRA MONDAL

Respondent(s)

(With appln(s) for stay and office report)(For final disposal)

Date: 21/07/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Petitioner(s)

Mr. Y. Raja Gopala Rao,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Transfer petition is allowed in terms of the signed order.

(Meenu Sethi) (Pushap Lata Bh
ardwaj)

Court Master

Court Master

Signed order is placed on the file

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

Antara Monal ... Petitioner

VERSUS

Sushil Chandra Mondal ... Respondent

O R D E R

Despite giving an opportunity to the respondent to make appearance before this Court as would appear from our order dated 3.4.2006, none has appeared on behalf of the respondent.

Having heard learned counsel for the petitioner we direct that Divorce Case No.A-232/2004 titled as Sushil Chandra Mandal Vs. Smt.Antara Mandal pending in the Court of Principal Judge, Family Court at Nagpur in the State of Maharashtra be transferred to an appropriate Court in the district of Krishnanagar, State of West Bengal having jurisdiction over the matter. We direct the Family Court at Nagpur to transfer all the

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records to the Court of District Judge at Krishnanagar at Nadia, who shall, if he has jurisdiction over the matter, try the case himself or transfer the case to any other Court having jurisdiction. However, in the event

there exists a Family Court in the said district, the learned Judge shall transfer the said case to the Family Court. The transferee Court indisputably shall issue notices to the parties after fixing date of hearing.

Keeping in view the fact that the respondent is from Nagpur, learned transferee Court shall consider

the desirability of disposing of the matter as expeditiously as possible and preferably on day to day basis.

The transfer petition is allowed accordingly.

.....J.

(S.B.SINHA)

.....J.

(DALVEER BHANDARI)

New Delhi,

July 21, 2006.