

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 1029 OF 2011

| YASHITI VISHAL KUMAR SINGH | ... | PETITIONER(S) |

| Versus |

| VISHAL KUMAR SINGH | ... | RESPONDENT(S) |

O R D E R

On March 26, 2012, this Court observed that although the mediation between the parties has not been successful, another effort should be made for resolution of the matrimonial dispute and the parties were directed to appear before this Court on May 1, 2012. The matter has been adjourned thereafter on few occasions.

2. On July 23, 2012, we directed both the parties to remain present in the Court.

3. Petitioner is present along with Ms. Kamini Jaiswal, learned counsel and respondent is present along with Mr. Dhruv Mehta, learned senior counsel.

4. Talks of settlement could not be fructified in any amicable solution.

5. We have heard Ms. Kamini Jaiswal, learned counsel for the petitioner and Mr. Dhruv Mehta, learned senior counsel for the respondent.

6. This is wife's petition seeking transfer of Matrimonial Petition being H.M.A. Petition No. 15 of 2011, Vishal Kumar Singh vs. Yashiti Singh, pending in the Family Court, Saket, New Delhi to the Family Court at Bandra, Mumbai.

7. Having regard to the fact that the petitioner-wife resides in Mumbai and she is un-employed, we are satisfied that greater hardship would be caused to her if the matrimonial proceedings filed by the respondent are allowed to be continued at Delhi.

8. Consequently, we allow the Transfer Petition and transfer H.M.A. Petition No. 15 of 2011, Vishal Kumar Singh vs. Yashiti Singh from the Family Court, Saket, New Delhi to the Family Court at Bandra, Mumbai. The record and proceedings of the above petition shall be transmitted by the Presiding Officer, Family Court, Saket, New Delhi to the transferee court without any delay. No order as to costs.

9. We expect the transferee court to hear and decide the matter as expeditiously as may be possible.

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

.....J.
(ANIL R. DAVE)

NEW DELHI
JULY 30, 2012.

ITEM NO.59

COURT NO.7

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

TRANSFER PETITION (CIVIL.) NO(s). 1029 OF 2011

YASHITI VISHAL KUMAR SINGH

Petitioner(s)

VERSUS

VISHAL KUMAR SINGH

Respondent(s)

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

Date: 30/07/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s) Ms. Kamini Jaiswal, Adv.
Mr. Shiv Kumar Suri, Adv.

For Respondent(s) Mr. Dhruv Mehta, Sr. Adv.
Mr. P.B. Suresh, Adv.
Mr. Vipin Nair, Adv. for
M/S. Temple Law Firm

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

Transfer Petition is allowed in terms of signed order.

| (Pardeep Kumar)
| Court Master

| | (Renu Diwan)
| | Court Master

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[SIGNED ORDER IS PLACED ON THE FILE]