

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 970 OF 2006

C. PADMA PRASAD

Petitioner(s)

VERSUS

C. NARASIMHA PRASAD

Respondent(s)

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

Date: 11/07/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Petitioner(s) Mr. Abid Ali Beeran P., Adv. for
Mrs. Sudha Gupta, Adv.

For Respondent(s) Mr. Rajiv Shakar Dwivedi, Adv.
Mr. Ajay Choudhary, Adv.

UPON hearing counsel the Court made the following
ORDER

The petition is allowed in terms of the signed order.

(J.S. Rawat)
A.R.-cum-P.S.

(Neeru Bala Vij)
Court Master

[Signed order is placed on the file.]

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
TRANSFER PETITION (C) NO. 970 OF 2006

C.Padma Prasad

... Petitioner (s)

Versus

C. Narasimha Prasad

... Respondent(s)

ORDER

The present petition under Section 25 of the Code of Civil Procedure has been filed by wife-petitioner seeking transfer of a case instituted against her by her husband (respondent herein) at Guwahati to Vizianagaram (A.P.).

Having heard the learned counsel for the parties and in view of the facts and circumstances of the present case, we are satisfied that a case for transfer has been made out.

Accordingly, we direct that F.C. (Civil) No. 43 of 2006 titled as Chivkula Narsimha Prasad v. Chivuluka Padma, pending in the Court of Principal Judge, Family Court, Kamrup, Guwahati be transferred to a court of competent jurisdiction at Vizianagaram. All relevant records of the aforesaid case be transmitted to the transferee Court forthwith. The transferee Court on receipt of the case record shall proceed with the matter and dispose of the same, in accordance with law.

Since the respondent has to travel from Guwahati to Vizianagaram to attend the hearing of the case, the trial Court is directed not to grant

unnecessary adjournment(s) and, if possible, to examine the witnesses on day-to-day basis.

The transfer petition is allowed accordingly.

.....J.
(ASHOK BHAN)

New Delhi;J.
July 11, 2007. (V.S. SIRPURKAR)