

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 969 OF 2006

SANGEETA D.MEHTA

Petitioner(s)

VERSUS

DEEPAK.V.MEHTA

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)

Ms. Ruby Singh Ahuja,Adv.

For Respondent(s)

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. 969 OF 2006

Sangeeta D. Mehta,

Petitioner(s)

Versus

Deepak V. Mehta

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 Vadodara, Gujarat to Dhanbad, Jharkhand.

On 17th of October, 2006, this Court while issuing notice, granted stay of further proceedings pending in the Court at Vadodara, Gujarat.

On 11th May, 2007, since there was no appearance on behalf of the respondent and that was the first date of hearing after service of notice, the matter was adjourned beyond summer vacation in order to give him one more opportunity to turn up. Even today, there is no appearance on behalf of the respondent. He is ordered to be proceeded ex parte.

Since this is an uncontested petition, in view of the assertions made in the petition, we deem it appropriate to direct that HMP No. 452 of 2006 entitled Deepak Vidharthan Mehta v. Sangeeta Deepak Mehta, pending before the 14th Additional Senior Civil Judge and Judicial Magistrate First Class, Vadodara, Gujarat, be transferred to the Court of Principle Judge, Family Court, Dhanbad, Jharkhand. All relevant records of the 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.

The transfer petition is allowed accordingly.

.....J.

.....  
(ASHOK BHAN)

New Delhi;  
July 11, 2007.

.....J.  
(V.S. SIRPURKAR)