

, "T.P.(C)NO.897/2010

ITEM NO.46

COURT NO.3

SECTION XVIA

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). 897 OF 2010

ARCHITA ROY

Petitioner(s)

VERSUS

KRISHNENDU ROY

Respondent(s)

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

Date: 01/08/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN  
HON'BLE MR. JUSTICE GYAN SUDHA MISRA

For Petitioner(s) Mr. Yogesh Tiwari,Adv.  
Mr. Sanjay K. Agrawal,Adv.

For Respondent(s) Mr. Somiran Sharma,Adv.

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

In terms of the signed order, the Transfer Petition is allowed and the case O.P.No.24/2009 titled as "Krishnendu Roy vs. Archita K. Roy" pending on the file of Family Court, Ranga Reddy District at L.B. Nagar (A.P.) is ordered to be transferred to the Principal District Judge Court, Hoogly, West Bengal who shall either hear the case (alongwith the other two pending cases) himself or assign it to the court of competent jurisdiction. We request the court to dispose of the matter expeditiously

(O.P. Sharma)  
Court Master

( M.S. Negi )  
Court Master

(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL.) NO(s). 897 OF 2010

ARCHITA ROY

Petitioner

VERSUS

KRISHNENDU ROY

Respondent

O R D E R

This petition is filed by the wife seeking transfer of the divorce petition filed by the husband under Section 13 of the Hindu Marriage Act, 1955, from Family Court Ranga Reddy at LB Nagar (A.P.) to Principal District Judge Court, Hoogly, West Bengal.

2. The petitioner has alleged that she is residing with her father and young daughter at Hooghly, West Bengal; that she has no relatives in Ranga Reddy District and it will cause extreme hardship to her if she has to contest the petition at L.B. Nagar; that she has no monetary support to afford the journey and engage lawyers to defend her case; that there is nobody to look after her school going daughter in her absence; and that two cases i.e. one filed by the petitioner and other filed by the respondent are already pending in the competent Court at Hooghly.

3. Learned counsel for the respondent submits that respondent has no objection for the said transfer and  
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requested for disposal of the matter expeditiously. On the facts and circumstances, we consider this a fit case for transfer.

4. Accordingly, the Transfer Petition is allowed and the case O.P.No.24/2009 titled as "Krishnendu Roy vs. Archita K. Roy" pending on the file of Family Court, Ranga Reddy District at L.B. Nagar (A.P.) is ordered to be transferred to the Principal District Judge Court, Hoogly, West Bengal who shall either hear the case (alongwith the other two pending cases) himself or assign it to the court of competent jurisdiction. We request the court to dispose of the matter expeditiously.

.....J.  
[ R.V. RAVEENDRAN ]

NEW DELHI  
AUGUST 1, 2011

.....J.  
[ GYAN SUDHA MISRA ]