

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.1093 OF 2011

NAMRATA PATHAK

...Petitioner(s)

VERSUS

ASHUTOSH MISHRA

...Respondent(s)

O R D E R

In this petition, prayer has been made for transfer of Case No.1083 of 2010 filed by the respondent under Section 13 of the Hindu Marriage Act, 1955 from the Court of Chief Family Judge, Kanpur City to the Court of Chief Family Judge, Calcutta, West Bengal.

We have heard learned counsel for the parties and perused the record.

Since it has not been disputed by the petitioner that the issues in the case filed by the respondent had been framed on 12.05.2011 and his evidence was also recorded on 31.05.2011 i.e. almost three months before filing of the transfer petition, we do not find any justification for entertaining the prayer of the petitioner.

The transfer petition is accordingly dismissed.

.....J.
(G.S. SINGHVI)

.....J.
(SUDHANSU JYOTI MUKHOPADHAYA)

NEW DELHI,
FEBRUARY 6, 2012.
ITEM NO.59

COURT NO.6

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). 1093 OF 2011

NAMRATA PATHAK

Petitioner(s)

VERSUS

ASHUTOSH MISHRA

Respondent(s)

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

Date: 06/02/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s)

Mr. Kunal Chatterji, Adv.
Ms.Maitrayee Banerjee, Adv.

For Respondent(s)

Ms. Meenakshi Arora, Adv.
Mr.Mohit D.Ram, Adv.
Ms.Vaishnavi Krishnamani, Adv.

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

The transfer petition is dismissed in terms of the signed
order.

(Satish K.Yadav)
Court Master

(Vinod Kulvi)
Court Master

(Signed order is placed on the file)