

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). 1099 OF 2009

SUBHADRA Petitioner(s)

VERSUS

ANIL KUMAR VERMA Respondent(s)

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

Date: 14/05/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA
HON'BLE DR. JUSTICE B.S. CHAUHAN

For Petitioner(s) Mr. M.C. Dhingra,Adv.

For Respondent(s) Mr. Subramonium Prasad,Adv.

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

The Transfer Petition stands disposed of in terms of
signed order.

(Pardeep Kumar) (Shashi Bala Vij)
Court Master Court Master
[SIGNED ORDER IS PLACED ON THE FILE]
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 1099 OF 2009

SUBHADRA ...PETITIONER

VERSUS

ANIL KUMAR VERMA ...RESPONDENT

O R D E R

1. This transfer petition has been filed by the petitioner-
wife seeking transfer of H.M.A. No. 3 of 2008, titled Anil Kumar
Vs. Subhadra from the court of learned Additional District
Judge, Sonapat to the court of learned District Judge, Rohini
Courts, Delhi.

3. We have considered the submissions of learned counsel for

the parties.

2. The petitioner is stated to be resident of Narela, Delhi and the case is pending at District Court, Sonapat. In our view, there is hardly any distance between the two destinations to create an impediment to the petitioner in contesting the matter at Sonapat and hence we are not inclined to transfer the case from Sonapat to Delhi. It is, however, pointed out by the learned counsel appearing for the petitioner that since no material progress has been made in the trial for the last two years in the case filed at Sonapat, the present petition seeking transfer of aforesaid H.M.A. Petition for dissolution of marriage has been filed.

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4. In the light of aforesaid statement of the learned counsel for the petitioner, we direct that the trial court at Sonapat shall consider and dispose of the H.M.A. Petition No. 3/2008 as expeditiously as possible and both the parties are directed to co-operate in that regard. In case, any of the parties fail to co-operate in the early disposal of the case, necessary coercive steps could be taken by the trial court against the erring party. It is also pointed out by the learned counsel for the petitioner that the respondent is very influential person, and, therefore, the petitioner is apprehensive of harassment. If there be any such harassment, the same could be pointed out to the learned Presiding Officer of the trial court who, on receipt of such an intimation, shall take appropriate steps in accordance with law.

5. With the aforesaid observations, this Transfer Petition stands disposed of.

.....J.
[DR. MUKUNDKAM SHARMA]
.....J.
[DR. B.S. CHAUHAN]

NEW DELHI
MAY 14, 2010.