

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C.) NO.723 OF 2007

FATIMA NOOR.

Petitioner(s)

VERSUS

FAIYAZ AHMED

Respondent(s)

ORDER

Heard both sides.

We had explored the possibility of a reconciliation between the parties but it was not successful and the petitioner-wife seeks transfer of the case filed by the respondent-husband, which is pending before the Civil Judge, 1 Class (Junior Division), Bulandsheher (U.P.) to the District Court, Delhi. We are told that the petitioner-wife is now staying in Delhi and she contends that it will not be possible for her to contest the case at Bulandsheher, in view of her financial condition. In the circumstances, we direct the case titled Petition No.309/2003- Faiyaz Ahmed Vs. Fatima Noor, pending before the Civil Judge, 1 Class (Junior Division), Bulandsheher be transferred to the District Court at Delhi. The District Judge, Delhi will try the case himself or entrust the same to any other Court having jurisdiction.

The transfer petition is allowed accordingly.
 All the records be transmitted to the transferred Court.

I.

.....CJ

(K.G. BALAKRISHNAN)

.J.

.....
(P. SATHASIVAM)

.J.

.....
(J.M. PANCHAL)

NEW DELHI;
22ND SEPTEMBER, 2008.
ITEM NO.46

COURT NO.1

SECTION XVIA

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 723 OF 2007

FATIMA NOOR

Petitioner(s)

VERSUS

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

Respondent(s)

Date: 22/09/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE P. SATHASIVAM
HON'BLE MR. JUSTICE J.M. PANCHAL

For Petitioner(s) Ms. Asha Gopalan Nair,Adv.

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

UPON hearing counsel the Court made the following
ORDER

Heard both sides.

The transfer petition is allowed, in terms of the signed order.

(G.V.Ramana)
Court Master
(signed order is placed on the file)

(Veera Verma)
Court Master