

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

I.A. NO.6 OF 2010

IN

TRANSFER PETITION (CIVIL) NO.1209-1210 OF 2009

VIJETA SHARMA

Petitioner(s)

VERSUS

PANKAJ SHARMA

Respondent(s)

O R D E R

Transfer Petition (C) No.1209-1210 of 2009, had been filed by the petitioner, inter alia, for transfer of three different proceedings, namely, Divorce Proceedings No.10 of 2009, along with Misc. Case No.43 of 2009 and Misc. Petition No.17 of 2009, all of which were pending before the Family Court at Haridwar in Uttrakhand. While disposing of the transfer petition by our order dated 1st September, 2010, we allowed the same and in the order, through inadvertence, Misc. Petition No.17 of 2009, had been omitted. This interlocutory application, being I.A. No.6 of 2010, has been filed on behalf of the petitioner for inclusion of the said Misc. Petition No.17 of 2009, within the ambit of the order of transfer.

We have heard learned counsel for the respective parties and we also take note of the fact that it has been stated on behalf of the respondent that the said Misc. Petition No.17 of 2009 had been dismissed for default, prior to the order passed by us. However, the same has since been restored.

Accordingly, we see no reason why the order passed on 1st September, 2010, should not be amended as prayed for. Accordingly, we allow the application and direct that the order passed on 1st September, 2010, be amended to include Misc. Petition No.17 of 2009.

.....J.
(Altamas Kabir)

.....J.
(Cyriac Joseph)

New Delhi,
April 15, 2011
ITEM NO.2

COURT NO.2

SECTION XVIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
I.A. NO.6 IN TRANSFER PETITION (CIVIL) NOS.1209-1210 OF 2009

VIJETA SHARMA Petitioner(s)

VERSUS

PANKAJ SHARMA Respondent(s)

(With appln(s) for directions)

Date: 15/04/2011 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Harvinder Choudhury, Adv.
Mr. Nishesh Sharma, Adv.
Mr. Ramesh Chand, Adv.
Ms. Surabhi Sanchita, Adv.
Ms. Manjeet Chawla, Adv.

For Respondent(s) Mr. Abhigya, Adv.
Mr. Sudarshan Singh Rawat, Adv.

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

I.A. No.6 of 2010 in Transfer Petition (C) Nos.1209-1210 of 2009, is allowed in terms of the signed order.

(Chetan Kumar) (Juginder Kaur)
Court Master Court Master
(Signed order is placed on the file)