

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

TRANSFER PETITION (CIVIL.) NO(s). 1236 OF 2009

NIRMAL Petitioner(s)

VERSUS

NEERAJ SHYAMSINGH KUSHWAHA Respondent(s)

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

Date: 02/08/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.S. SIRPURKAR
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr.Anish Kumar Gupta,Adv. (SCLSC)

For Respondent(s) Mr. Mushtaq Ahmad,Adv. (NP)

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

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

(Shashi Sareen)
Court Master

(Shashi Bala Vij)
Court Master

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) No. 1236 OF 2009

NIRMAL ... Petitioner(s)

Versus

NEERAJ SHYAMSINGH KUSHWAHA ... Respondent(s)

O R D E R

1. This present Transfer Petition has been filed by the petitioner-wife seeking transfer of H.M.P. No. 11 of 2009, titled Neeraj Shyamsingh Kushwaha Vs. Nirmal, from the

Court of learned Principal Senior Civil Judge, Gandhidham-Kachchh, Gujarat to the court of competent jurisdiction at Agra (U.P.)

2. Even on the second call, none is present on behalf of the respondent.

3. We have heard learned counsel appearing for the petitioner and gone through the petition.

4. Considering the facts and circumstances of this case and looking to the convenience of the wife, we deem it proper to transfer H.M.P. No. 11 of 2009, titled Neeraj Shyamsingh Kushwaha Vs. Nirmal from the Court of learned Principal Senior Civil Judge Gandhidham-Kachchh, Gujarat to

: 2 :

the Court of learned District Judge, Agra (U.P.) who may hear the suit either himself or assign the same for disposal to a court of competent jurisdiction. Ordered accordingly. The record of this case be transferred immediately by the transferor court to the transferee court.

5. The Transfer Petition stands allowed accordingly.

.....J.
(V.S.SIRPURKAR)

.....J.
(CYRIAC JOSEPH)

New Delhi,
August 2,2010.