

TRANSFER PETITION (CIVIL) NOS.1324-1325 OF 2008

VARSHA GUPTA

Petitioner(s)

VERSUS

Dr. R.K.GUPTA

Respondent(s)

O R D E R

This is the wife's petitions for transfer of H.M.A. Case No.305 of 2007, which is pending before the Court of Family Judge, Bareilly, U.P. along with H.M.A. Case No.146 of 2007, re-numbered as 219 of 2008, which was also said to be pending before the Court of Family Judge, Bareilly, to Jabalpur M.P.

When the mater was taken up, it was submitted on behalf of both the parties that H.M.A. Case No.146 of 2007, has since been disposed of and, on the other hand, M.J.C. No.458 of 2008, has been filed by the wife and the same is pending before the Principal Judge, Family Court, Jabalpur, M.P.

Apart from the above, a third case, said to be a proceeding under Section 12 of the Protection of Women from Domestic Violence Act, 2005, is also pending before the Principal Judge, Family Court, Jabalpur, M.P.

Despite the prayers, which have been made in the transfer petitions, the parties are now agreed that all the three cases may be transferred to Delhi and be heard by the Family Judge, Delhi. Accordingly, the transfer petitions are allowed and the above-mentioned three cases are transferred to the Court of District Judge, Saket, New Delhi, to be heard by the appropriate Court having jurisdiction over the matters.

In view of the facts of the case, the Family Court or the Court having jurisdiction to try the matters, is requested to dispose of all the three cases, as expeditiously as possible, but preferably within a period of six months from the date of receipt of the records.

Since the petitioner-wife is a resident of Jabalpur, M.P., the respondent-husband shall, on the dates when the cases are taken up for consideration, pay her a sum of Rs.5,000/- towards travelling and lodging expenses in Delhi.

.....J.
(Altamas Kabir)

.....J.
(Cyriac Joseph)

.....J.
(Surinder Singh Nijjar)

New Delhi,
July 22, 2011.
ITEM NO.29

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

TRANSFER PETITION (CIVIL.) NO(s). 1324-1325 OF 2008

VARSHA GUPTA

Petitioner(s)

VERSUS

R.K.GUPTA

Respondent(s)

(With appln(s) for exemption from filing O.T., stay and office report)

Date: 22/07/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE CYRIAC JOSEPH
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR

For Petitioner(s)

Mr. Rameshwar Prasad Goyal, Adv.

For Respondent(s)

Ms. Abha R. Sharma, Adv.

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

The transfer petitions are allowed in terms of the
signed order.

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

(Juginder Kaur)
Assistant Registrar

(Sheetal Dhingra)
Court Master

(Juginder Kaur)
Assistant Registrar