

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 210 OF 2024

PARUL

PETITIONER

VERSUS

AJAY RATHEE @ AJAY KUMAR RATHEE

RESPONDENT

ORDER

1. The petitioner-wife has filed the present petition under Section 25 of the Code of Civil Procedure, 1908 seeking transfer of a petition for dissolution of marriage filed by the respondent-husband under Section 13 (1) (ia) of the Hindu Marriage Act, 1955 bearing DMC No. 217/2023 titled "*Ajay Rathee @ Ajay Kumar Rathee Vs. Parul*" pending before the Principal Judge, Family Court, Sonapat, Haryana to the Court of the Principal Judge, Family Court, Muzaffarnagar, Uttar Pradesh.
2. We have heard learned counsel for the parties and perused the record.
3. Having regards to the grounds taken in the transfer petition, we direct transfer of Case bearing DMC No. 217/2023 titled "*Ajay Rathee @ Ajay Kumar Rathee Vs. Parul*" pending before the Principal Judge, Family Court, Sonapat, Haryana to the Court of the Principal Judge, Family Court, Muzaffarnagar, Uttar Pradesh.
4. The record of the case be transferred immediately to the transferee Court.
5. Further, liberty is granted to the respondent-husband to move an appropriate application before the transferee Court for permission to participate in the proceedings virtually. If such a request is made, the transferee Court may grant such permission and direct the

personal presence of the respondent-husband only when it is absolutely necessary. Further, if examination of the outstation witnesses is required and a request is made for recording the evidence through a Court Commissioner, the transferee Court shall consider the same and pass appropriate orders.

6. The Transfer Petition is allowed. Pending applications are disposed of.

.....J.
[HIMA KOHLI]

.....J.
[AHSANUDDIN AMANULLAH]

NEW DELHI
MAY 08, 2024
PS

ITEM NO.7

COURT NO.11

SECTION IV-B

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

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RESPONDENT

(FOR ADMISSION and IA No.19155/2024-EX-PARTE STAY and IA No.19157/2024-EXEMPTION FROM FILING O.T.)

Date : 08-05-2024 This matter was called on for hearing today.

CORAM : HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH

For Petitioner(s) Mr. Vishal Raj Sehijpal, Adv.
Mr. Anwar Ahmad Khan, Adv.
Mr. Purushendra Bharadwaj, Adv.
Mr. Shoeb Shakeel, Adv.
Mr. Suhail Khan, Adv.
Mr. Kathiravan R., Adv.
Ms. Shalini N., Adv.
Mr. Asith Khan S., Adv.
Mr. S.ramamoorthy, Adv.
Mr. Chand Qureshi, AOR

For Respondent(s) Mr. Anil Kumar, AOR
Mr. Jai Subhash Thakur, Adv.
Mr. C.F. Bhagwani, Adv.
Mr. Sumit Pachkhande, Adv.
Mr. Bhushan Zalke, Adv.
Mr. Sahil, Adv.
Mr. Abhishek Singh, Adv.
Mr. Vivek Anand Singh, Adv.
Mr. Bhawna Gandhi, Adv.
Mr. Koppula Shravan Kumar, Adv.
Ms. Jyoti Khatana, Adv. *
Mr. Dinesh Kumar Sharma, Adv. *
Mr. Manish Malik, Adv. *

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

The transfer petition is allowed in terms of the signed order, which is placed on the file.

(POOJA SHARMA)
COURT MASTER (SH)
(*Additional physical appearance given in Court.)

(NAND KISHOR)
COURT MASTER (NSH)