

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 797 OF 2020

ADITI SINGH

Petitioner

VERSUS

SWAPNIL AKOLIA

Respondent

O R D E R

This petition is filed under Section 25 of the Code of Civil Procedure, 1908 seeking transfer of H.M.A. No. 67 of 2020 titled as "*Swapnil Akolia vs. Aditi Singh*", which has been filed and pending on the file of the Family Court, Haldwani, Nainital District, Uttarakhand to the Family Court, Gautam Buddha Nagar at Greater Noida, Uttar Pradesh.

I have heard learned counsel for the petitioner and learned counsel for the respondent.

During the course of submissions, learned counsel for the petitioner submitted that the petitioner has filed other cases against the respondent before the Competent Court at Gautam Buddha Nagar at Greater Noida, Uttar Pradesh and the respondent is contesting those cases in the said Court.

In the circumstances, this petition has been filed seeking transfer of the aforesaid case to the Family Court at Gautam Buddha Nagar at Greater Noida, Uttar Pradesh. It was submitted on behalf of the petitioner that having regard to the fact that other cases have been filed at Gautam Buddha Nagar at Greater Noida, Uttar

Pradesh. It would be convenient for both the parties that the said cases are adjudicated in the same place rather than different places. Learned counsel for the petitioner also submitted that it would be difficult and inconvenient for the petitioner to travel all the way to Haldwani, Nainital District so as to contest the aforesaid case.

*Per contra*, learned counsel for the respondent submitted that the parties have their permanent residences at Haldwani in Uttarakhand and therefore, there is no merit in this petition and the same may be dismissed.

Having heard the learned counsel for the respective parties and on perusal of the material on records and bearing in mind the fact that there are other cases which have been filed, the petitioner herein against the respondent before the Courts at Gautam Buddha Nagar, Greater Noida, Uttar Pradesh, it is just and proper to transfer the aforesaid petition also to the Family Court at Gautam Buddha Nagar at Greater Noida, Uttar Pradesh.

In the circumstances, this transfer petition is allowed and disposed of with the aforesaid terms. No costs.

.....J.  
[B.V. NAGARATHNA]

New Delhi  
4<sup>th</sup> April, 2022.

ITEM NO.1610

COURT NO.12

SECTION XVI-A

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(s)(Civil) No(s). 797/2020

ADITI SINGH

Petitioner

VERSUS

SWAPNIL AKOLIA

Respondent

IA No. 67119/2020 - EX-PARTE STAY)

Date : 04-04-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. M.P. Srivignesh, Adv.  
Mr. Mithun Kumaarn, Adv.  
Mr. Jose Abraham, AORFor Respondent(s) Mr. Sumit Kumar, AOR  
Mr. Sanjeet Kumar Trivedi, Adv.  
Ms. Pragya Aggarwal, Adv.  
Mr. Hemant Kumar, Adv.  
Kumari Supriya, Adv.UPON hearing the counsel the Court made the following  
O R D E RThe transfer petition is allowed and disposed of in terms of  
the signed order.

Pending application(s), if any, shall stand disposed of.

(SNEHA)  
SENIOR PERSONAL ASSISTANT(ANJU KAPOOR)  
BRANCH OFFICER

(Signed order is placed on the file.)