

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.212/2023

DEEPIKA MUKESH ALHAT

Petitioner

VERSUS

MUKESH VIJAY ALHAT

Respondent

O R D E R

1. The petitioner-wife seeks transfer of a petition by the respondent-husband filed under Section 13(1) of the Hindu Marriage Act, 1955 bearing H.M.P. No.963 of 2019 titled as "*Shri Mukesh Vijay Alhat versus Smt. Deepika Mukesh Alhat*" pending before the Court of Judicial Magistrate Senior Division at Jalgaon, Maharashtra.
2. We have heard learned counsel for the parties and perused the record.
3. Having regard to the grounds taken in the transfer petition, we direct transfer of the case bearing H.M.P. No.963 of 2019 titled as "*Shri Mukesh Vijay Alhat versus Smt. Deepika Mukesh Alhat*" pending before the Court of Judicial Magistrate Senior Division at Jalgaon, Maharashtra to the court of competent jurisdiction being the Principal Judge, Family Court, Ahmedabad, Gujarat.

4. The records of the case be transferred forthwith 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 permission and direct the personal presence of the respondent-husband only when it is absolutely necessary.

6. The Transfer Petition is allowed in the above terms.

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

.....J.
(M.M. SUNDRESH)

.....J.
(J.B. PARDIWALA)

NEW DELHI;
September 13, 2023.

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). 212/2023

DEEPIKA MUKESH ALHAT

Petitioner(s)

VERSUS

MUKESH VIJAY ALHAT

Respondent(s)

(IA No. 17234/2023 - STAY APPLICATION)

Date : 13-09-2023 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE J.B. PARDIWALA

For Petitioner(s) Mr. Priank Adhyaru, Adv.
Mr. Sunil Chabbaria, Adv.
Dr. Kanu Sharma, Adv.
Mr. Rameshwar Prasad Goyal, AOR

For Respondent(s)

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

1. Transfer Petition is allowed in terms of the signed order, which is placed on the file.
2. Pending application(s), if any, shall stand disposed of.

(KAVITA PAHUJA)
COURT MASTER (SH)

(RAM SUBHAG SINGH)
COURT MASTER (NSH)