

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

Transfer Petition(s)(Civil) No(s). 76/2023

ANCHAL MADAN

Petitioner(s)

VERSUS

HARNEET MADAN & ANR.

Respondent(s)

O R D E R

The petitioner is before this Court seeking transfer of petition bearing HMA Petition No. 765 of 2021 titled as "*Harneet Madan & Anr. Vs. Smt. Anchal Madan*" from the Family Court, South-East District, Saket, Delhi to the Family Court, Dehradun, Uttarakhand.

Heard the learned counsel for the parties and perused the petition papers.

In that light, taking into consideration the grounds taken in the transfer petition to seek transfer, we direct the transfer of petition bearing HMA Petition No. 765 of 2021 titled as "*Harneet Madan & Anr. Vs. Smt. Anchal Madan*" from the Family Court, South-East District, Saket, Delhi to the Family Court, Dehradun, Uttarakhand.

The records of the case be transferred to the Transferee Court forthwith.

Further, in the facts of the present case, we grant liberty to the respondent(s) to make an appropriate application before the transferee Court to permit the respondent(s) to take part in proceedings through virtual mode. If such request is made, the transferee Court shall take note of the same and permit the respondent(s) and insist on the personal presence only when it becomes absolutely necessary. In the process, if examination of the witnesses from outstation becomes necessary, if such examination is sought through Commission, the Transferee Court shall consider the same.

Accordingly, the Transfer Petition is allowed.

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

.....J.
(A.S. BOPANNA)

.....J.
(BELA M. TRIVEDI)

New Delhi
24th July, 2023

ITEM NO.2

COURT NO.7

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

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(mediation report received

IA No. 6414/2023 - EXEMPTION FROM FILING O.T.

IA No. 6412/2023 - STAY APPLICATION)

Date : 24-07-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.S. BOPANNA

HON'BLE MS. JUSTICE BELA M. TRIVEDI

For Petitioner(s) Mr. Sriram P., AOR
Ms. Sonali Karwasra Joon, Adv.
Mr. Mayank Badoni, Adv.

For Respondent(s) Mr. Radha Krishnan, AOR
Mr. Darshan Paliwal, Adv

Mr. Ankit Dhawan , AOR

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

The petition is allowed in terms of the signed order.

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

(NISHA KHULBEY)
SENIOR PERSONAL ASSISTANT

(DIPTI KHURANA)
ASSISTANT REGISTRAR

(signed order is placed on the file)