

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 1585 OF 2012

ESWARI

PETITIONER

VERSUS

SUNDARAM

RESPONDENT

O R D E R

This is wife's petition for transfer of matrimonial case being H.M.A. No. 320 of 2012, titled as "Sundaram vs. Eswari", from the Family Court, Rohini, Delhi to the Family Court, Salem, Tamil Nadu.

2. Despite service of notice, the respondent has not chosen to appear to contest this Transfer Petition and thus, the facts stated in the Transfer Petition remain untraversed and undenied.

3. We have perused the averments made in the Transfer Petition.

4. Having regard to the fact that the petitioner-wife is residing in Salem (Tamil Nadu), we are satisfied that greater hardship shall be caused to her in case the proceedings in the above matrimonial case are allowed to be continued at Delhi.

5. We, accordingly, allow the transfer petition

: 2 :

and transfer H.M.A. No. 320 of 2012, titled as "Sundaram vs. Eswari", from the Family Court, Rohini, Delhi to the Family Court, Salem, Tamil Nadu. The transferrer court shall transmit the record and proceedings of the transferred matrimonial case to the transferee court without any delay.

6. The transferee court is requested to hear and decide the transferred matrimonial case as expeditiously as may be possible. The parties are directed to co-operate with the transferee court in expeditious disposal of the matrimonial case.

7. No costs.

.....J.  
( R.M. LODHA )

NEW DELHI ;

.....J.  
( MADAN B. LOKUR )

SEPTEMBER 23, 2013.

ITEM NO.50

COURT NO.3

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). 1585 OF 2012

ESWARI

Petitioner(s)

VERSUS

SUNDARAM

Respondent(s)

(With appln(s) for stay and office report )

Date: 23/09/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s)

Mr. S. Nanda Kumar, Adv. for  
Mr. V.N. Raghupathy, Adv.

For Respondent(s)

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

Transfer Petition is allowed in terms of signed order. No  
costs.

|(Pardeep Kumar)  
|Court Master

|(Renu Diwan)  
|Court Master

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[SIGNED ORDER IS PLACED ON THE FILE]