

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

Transfer Petition(s) (Civil) No(s).792/2020

K. RADHIKA

Petitioner(s)

VERSUS

K. SUNIL KUMAR

Respondent(s)

O R D E R

Heard Mr. A. Subba Rao, the learned counsel appearing for the petitioner (wife) and Mr. Hitendra Nath Rath, the learned counsel appearing for the respondent (husband).

The petitioner is residing with her four year old son in her parental home at Tenali, Guntur District, Andhra Pradesh. She has filed a complaint under Section 498A IPC and also under the Dowry Prohibition Act against the respondent and the proceedings are pending before the authorities at Tenali, Guntur District. It further appears that the petitioner has no source of income and is dependent on her parents.

The respondent, on the other hand, in his counter affidavit stated that his business will be affected if the proceedings are transferred from Hyderabad to Guntur. He is also willing to bear the traveling expenses for the wife.

Having considered all the relevant circumstances, I deem it appropriate to allow this Transfer Petition.

Accordingly, the F.C.O.P. No. 1396 of 2019 titled " K. Sunil Kumar Vs. K. Radhika", pending on the file of the Family Court, L.B. Nagar, Hyderabad, Telangana stands transferred to the Court

of Principal Senior Civil Judge, Tenali, Guntur District, Andhra Pradesh.

It is however made clear that before the Transferee Court proceed to adjudicate the divorce case on merits, the Court would facilitate Mediation between the parties. It is ordered accordingly.

With the above order, the Transfer Petition is disposed of .

Pending applications, if any, stand disposed of.

.....J.
[HRISHIKESH ROY]

NEW DELHI;
December 07, 2020.

