

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.800 OF 2019

SARITA CHAUDHARY

... Petitioner(s)

VERSUS

RAJEEV KUMAR

... Respondent(s)

O R D E R

Notice was issued in the Transfer Petition on 16.04.2019 whereafter attempts were made to arrive at a settlement and the parties were referred to Mediation Centre, High Court of Bombay at Nagpur.

We are glad to note that the parties have settled the matter and a Memo of settlement dated 13.11.2019 has been placed on record. Amongst other things, the settlement memo states as under :-

“(iii) the parties have agreed that the Civil and Criminal proceedings filed by them against each other shall be withdrawn by them in view of the settlement except for Hindu Marriage Petition No.310/2017 (Rajeev Kumar -Vs.- Sarita) filed and pending before Family Court Pratapgarh (U.P.). The Party No.2 has no objection for transferring the said petition to Yavatmal Court at Maharashtra, wherein the parties shall apply for converting the said petition into one for divorce by mutual consent under section 13 B of the Hindu Marriage Act 1955”.

In view of the aforesaid settlement, the present Transfer

Petition is allowed and the proceedings in Case No.310 of 2017 titled as "Rajeev Kumar vs. Sarita Chaudhary" which are pending in the Court of Principal Judge, Family Court, Pratapgrah, U.P. now stand transferred to Family Court at Yawatmal, Maharashtra. The Court at Pratapgarh is directed to transmit the record of the case to the transferee court immediately.

The Transfer Petition is, thus, allowed in the aforesaid terms.

....., J.
(Uday Umesh Lalit)

....., J.
(Vineet Saran)

New Delhi;
December 09, 2019.

ITEM NO.26

COURT NO.6

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). 800/2019

SARITA CHAUDHARY

Petitioner(s)

VERSUS

RAJEEV KUMAR

Respondent(s)

(IA No. 62445/2019 - EXEMPTION FROM FILING O.T. IA No. 62443/2019 - STAY APPLICATION)

Date : 09-12-2019 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE VINEET SARAN

For Petitioner(s) Mr. Anshuman Ashok, AOR

For Respondent(s) Mr. Rakesh K. Sharma, AOR

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

The transfer petition is allowed in terms of the signed order.

(GULSHAN KUMAR ARORA)
COURT MASTER

(SUMAN JAIN)
COURT MASTER

(Signed order is placed on the file)