

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
TRANSFER PETITION (CIVIL) NOS. 722-724 OF 2020

JYOTI BHARGAVA

PETITIONER

VEERSUS

JITENDRA BHARGAVA

RESPONDENT

O R D E R

The Court is convened through Video Conferencing.

Petitioner-wife seeks transfer of the three cases instituted by the respondent-husband, which are pending in the Family Court, Sriganganagar, Rajasthan to Family Court at Jhajjar, Haryana.

It is not in dispute that 5 years' old male child born out of the wedlock resides with the petitioner and she is required to look after him.

Taking into consideration all the attending circumstances, the instant Transfer Petitions seeking transfer of three cases, i.e., (i) Case No. 46 of 2020 under Section 9 of Hindu Marriage Act, 1955, for Restitution of Conjugal Rights, titled as "*Jitendra Bhargava v. Smt. Jyoti*"; (ii) Case No. 2 of 2020 under Section 25 of Guardian and Wards Act, 1890 titled as "*Jitendra Bhargava v. Smt. Jyoti*" ; and (iii) Case No. 3 of 2020 under Section 12 of Guardian and Wards Act,

1890 titled as "*Jitendra Bhargava v. Smt. Jyoti*", pending before the Family Court, Sriganganagar, Rajasthan, are allowed and all the three cases are ordered to be transferred to the Family Court at Jhajjar (Haryana).

The Original Records shall be transferred to the transferee court forthwith.

The Family Court at Jhajjar (Haryana) shall explore the possibility of amicable solution through mediation and shall also consider to permit the respondent-husband to appear through video conferencing as and when his personal presence is not required in the aforesaid cases.

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

..... J
(SURYA KANT)

NEW DELHI
19th JULY, 2021

