

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.104/2020

POOJA

Petitioner

VERSUS

SANJAY KUMAR

Respondent

O R D E R

Heard the learned counsel appearing for the petitioner-wife and the learned counsel appearing for respondent-husband. The prayer in this petition is for transfer of a petition for divorce filed by the respondent-husband, which is pending in the Family Court at Saket, New Delhi to the Family Court at Haridwar, Uttarakhand. It is pointed out that a criminal proceeding against the respondent initiated at the instance of the petitioner-wife is pending in the competent Court in Haridwar, Uttarakhand.

The learned counsel appearing for the petitioner pointed out that in fact, the documents produced on record, such as, voters' identity card of the respondent shows that even the respondent is resident of Haridwar, Uttarakhand. However the counsel for the respondent submits that now the respondent is working in Delhi.

Criminal proceedings initiated at the instance of the petitioner against the respondent are pending in the competent Court at District Haridwar, Uttarakhand. Therefore, a case is made out for transfer of divorce petition filed by the respondent to the Family Court at Haridwar.

Accordingly, the petition is allowed. Divorce petition filed by the respondent bearing HMA No.1508 of 2018 pending in the Court of Principal Judge, Family Court, South-East District, Saket, Delhi is hereby transferred to the Court of Principal Judge, Family Court, Haridwar, Uttarakhand.

..... J
[ABHAY S. OKA]

NEW DELHI
08th October 2021

ITEM NO.15 Court 17 (Video Conferencing)

SECTION XVI-A

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.104/2020

POOJA

Petitioner

VERSUS

SANJAY KUMAR

Respondent

IA No. 11037/2020 - STAY APPLICATION

Date : 08-10-2021 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner: Mr. Manohar Pratap, Adv.
Ms. Bhavana Bisht, Adv.
Mr. Aditya Purohit, Adv.
Ms. Manju Jetley, AOR

For Respondent: Ms. Shalu Sharma, AOR

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

Transfer petition is allowed in terms of the signed order.

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

(SUMIT KUMAR)
SENIOR PERSONAL ASSISTANT

(signed order is placed on the file)

(BEENA JOLLY)
COURT MASTER (NSH)