

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

Transfer Petition(s)(Civil) No(s). 951/2020

SMT.DEEPALI SHARMA @ DEEPALI KHAN

Petitioner(s)

VERSUS

ASIF SULTAN KHAN

Respondent(s)

O R D E R

1. The petitioner is before this Court seeking transfer of case being Petition No. 297 of 2020 filed by the respondent titled as "*Asif Sultan Khan versus Deepali Khan*" from the Court of the learned Principal Judge, Family Court at Gorakhpur, Uttar Pradesh to the Court of the competent jurisdiction at Amritsar in the State of Punjab.
2. Heard the learned counsel for the parties and perused the petition papers.
3. In that light, taking into consideration the grounds taken in the transfer petition to seek transfer, we direct the transfer of case being Petition No. 297 of 2020 titled as "*Asif Sultan Khan versus Deepali Khan*" from the Court of the learned Principal Judge, Family Court at Gorakhpur, Uttar

Pradesh to the Court of the competent jurisdiction at Amritsar in the State of Punjab.

4. The records of the case be transferred to the Transferee Court forthwith.

5. Further, in the facts of the present case, we grant liberty to the respondent to make an appropriate application before the transferee Court to permit the respondent to take part in the proceedings through virtual mode. If such request is made, the transferee Court shall take note of the same and permit the respondent and insist on the personal presence only when it becomes absolutely necessary.

6. Further, taking note of the apprehension put forth by the learned counsel for the respondent about his physical safety, the respondent is reserved liberty to make appropriate request/ application before the competent police officers/authority for protection, as and when the respondent is required to appear before the Trial Court and if such a request is made by the respondent, the competent police officers/authority shall assess the threat perception and provide necessary protection to the respondent if it is found necessary.

7. Accordingly, the Transfer Petition is allowed.
8. Pending application(s), if any, shall stand disposed of.

.....J.  
(A.S. BOPANNA)

.....J.  
(PAMIDIGHANTAM SRI NARASIMHA)

New Delhi  
17<sup>th</sup> October, 2022

ITEM NO.35

COURT NO.14

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 STransfer Petition(s)(Civil) No(s). 951/2020

SMT. DEEPALI SHARMA @ DEEPALI KHAN

Petitioner(s)

VERSUS

ASIF SULTAN KHAN

Respondent(s)

(Mediation Report received. )

Date : 17-10-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.S. BOPANNA

HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA

For Petitioner(s) Mr. Karan Dewan, Adv.  
Miss Aanchal Jain, AOR  
Mr. Kartik Yadav, Adv.For Respondent(s) Mr. S.P. Pandey, Adv.  
Mr. Taomy Chako, Adv.  
Mr. Nischal Kumar Neeraj, AORUPON hearing the counsel the Court made the following  
O R D E R

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

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

(NISHA KHULBEY)  
SENIOR PERSONAL ASSISTANT(DIPTI KHURANA)  
ASSISTANT REGISTRAR

(signed order is placed on the file)