

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

Transfer Petition(s)(Civil) No(s). 138/2020

GEETHA BHARATHI VENKATARAMANAPPA

Petitioner(s)

VERSUS

MIHIR VIDYUT SHAH

Respondent(s)

O R D E R

The petitioner wife is a resident of Netherlands and the respondent husband is a resident of Australia. The respondent husband has filed a petition under Section 13 of the Hindu Marriage Act, 1955 for dissolution of marriage before the Family Court at Ahmedabad. The petitioner is seeking transfer of the said petition to the Family Court at Bangalore.

The submission of the learned counsel appearing for the petitioner is that she has appointed her father as her constituted attorney to contest the petition filed by the respondent before the Family Court at Ahmedabad. The submission of the petitioner is that her father being a resident of Bangalore, it will be convenient for him to attend the proceedings, if the case is transferred to Bangalore.

The learned counsel appearing for the respondent has pointed out the statements made in the counter-affidavit that the age of the petitioner's father is about 60 years, whereas the respondent's father, who is his constituted attorney, is 73 years old. Moreover,

the learned counsel appearing for the respondent has pointed out that the petitioner's father can attend the proceedings in the Court at Ahmedabad through Video Conference.

After having considered the submissions made across the bar and after considering the pleadings, I find that no case is made out for passing an order of transfer. The petitioner is a resident of Netherlands. Therefore, for her, it will make no difference whether the case is pending at Ahmedabad or at Bangalore. Moreover, whenever occasion demands, the petitioner's father can attend the Court proceedings at Ahmedabad through Video Conference.

Hence, no case is made out to pass the order of transfer. The petition stands disposed of accordingly. Pending application(s), if any, shall also stand disposed of.

New Delhi,
13th September, 2021

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

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Transfer Petition(s)(Civil) No(s). 138/2020

GEETHA BHARATHI VENKATARAMANAPPA Petitioner(s)

VERSUS

MIHIR VIDYUT SHAH Respondent(s)

(IA No.13708/2020-EX-PARTE STAY.)

Date : 13-09-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s) Mr. Nitish Banka, Adv.
Mr. Praveen Swarup, AOR
Ms. Payal Swarup, Adv.
Mr. R.K. Singh, Adv.
Ms. Pooja Sharma, Adv.
Ms. Archana Sharma, Adv.
Mr. K.P. Singh, Adv.

For Respondent(s) Ms. Viddusshi, Adv.
Mr. Salvador Santosh Rebello, AOR

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

Transfer Petition is disposed of in terms of the signed order.
Pending application(s), if any, shall also stand disposed of.

(NEHA GUPTA)
SENIOR PERSONAL ASSISTANT

(Signed Order is placed on record)

(BEENA JOLLY)
COURT MASTER (NSH)