

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO.1028 OF 2020

ILA SAINI

PETITIONER

VERSUS

AMIT KUMAR SAINI

RESPONDENT

O R D E R

This transfer petition has been filed by the petitioner-wife under Section 25 of the Code of Civil Procedure, 1908 seeking transfer of HMA Petition No.372 of 2020, titled as "*Amit Kumar Saini vs. Ila Saini*", pending before the Principal Judge, Family Court, Saharanpur, Uttar Pradesh, to the Principal Judge, Family Court, Sonapat, Haryana.

Heard learned counsel for the parties and perused the material placed on record.

Though learned counsel for the respondent has vehemently opposed this transfer petition but, having considered the circumstances in their totality, we are of the view that in the interest of justice, transfer of the proceedings, as prayed for, is warranted.

Accordingly, this transfer petition is allowed and HMA Petition No.372 of 2020, titled as "*Amit Kumar Saini vs. Ila Saini*", pending before the Principal Judge, Family Court, Saharanpur, Uttar Pradesh is hereby transferred to the Principal Judge, Family Court, Sonapat, Haryana.

The parties shall be at liberty to apply before the transferee court for appearing through the video conferencing mode.

The records of the case be transferred to the transferee court forthwith.

All pending applications stand disposed of.

.....J.
(DINESH MAHESHWARI)

.....J.
(HRISHIKESH ROY)

New Delhi;
January 23, 2023

ITEM NO.1

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
RECORD OF PROCEEDINGS

Transfer Petition(s)(Civil) No(s).1028/2020

ILA SAINI

Petitioner(s)

VERSUS

AMIT KUMAR SAINI

Respondent(s)

(MEDIATION REPORT HAS BEEN RECEIVED

IA No. 93803/2020 - EX-PARTE STAY, IA No.93804/2020 - EXEMPTION
FROM FILING O.T.)

Date : 23-01-2023 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DINESH MAHESHWARI

HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. Vibhu Shanker Mishra, Adv.
Mrs. Samta Pushkarna Mishra, Adv.
Ms. Dibya Kumari, Adv.
Mr. Kumar Rajeev, Adv.
Mr. Sandeep Sharma, Adv.
Mr. Mani Shankar Mishra, Adv.
Mr. Sachchidanand Mishra, Adv.
Mr. Pavitra Mohan Sharma, Adv.
Ms. Vandana Sharma Bhandari, Adv.
Mr. Abhishek Raj, Adv.
M/s Vibhu Shanker Mishra And Co., AOR

For Respondent(s) Mr. Somesh Chandra Jha, AOR
Mr. Shreay Saini, Adv.
Mr. Shubham Gurung, Adv.

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.

All pending applications stand disposed of.

(ARJUN BISHT)
COURT MASTER (SH)

(RANJANA SHAILEY)
COURT MASTER (NSH)

(signed order is placed on the file)