

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO(S). 1911 OF 2019

RAINA KATIYAR

PETITIONER(S)

VERSUS

PRABHAT KATIYAR

RESPONDENT(S)

O R D E R

Heard the learned counsel for the petitioner. The office report dated 25<sup>th</sup> October, 2021 records that notice has been duly served to the respondent. On 12<sup>th</sup> June, 2020 when the petition was listed, none had appeared for the respondent. Even today, none appears for the respondent.

The petitioner is the wife and the respondent is the husband. The petitioner-wife is a resident of Village Durjapur, Kanpur (Rural), Uttar Pradesh and the respondent-husband is a resident of Ambavadi, Ahmedabad, Gujarat. The respondent-husband has filed a petition for divorce in the Family Court at Ahmedabad.

Considering the distance between the place of residence of the petitioner-wife and the Court in which proceedings are pending which is approximately of 1000 km, a case is made out for exercising the power under Section 25 of the Civil Procedure Code, 1908.

Accordingly, the Transfer Petition is allowed.

The family suit no.512/2019 titled as "*Prabhat Katiyar*

*Vs. Raina Katiyar*" pending in the Family Court-4 Ahmedabad (now Court No.3) is hereby transferred to the Family Court, Kanpur (Rural), Uttar Pradesh.

Let the records of the case be transferred to the concerned Court without delay.

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

NEW DELHI;  
NOVEMBER 09, 2021.

.....J  
(ABHAY S. OKA)

ITEM NO.15

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 S

Transfer Petition(s)(Civil) No(s). 1911/2019

RAINA KATIYAR

PETITIONER(S)

VERSUS

PRABHAT KATIYAR

RESPONDENT(S)

(FOR ADMISSION and IA No.106039/2019-STAY APPLICATION )

Date : 09-11-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s) Ms. Kumud Lata Das, AOR  
Mr. Y.K.S.Chauhan, Adv.

For Respondent(s)

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.

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

(NIRMALA NEGI)  
COURT MASTER (SH)

(Signed order is placed on the file)

(BEENA JOLLY)  
COURT MASTER (NSH)