

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NOS.1077-1079 OF 2020

AMRITA AGARWAL

PETITIONER(S)

VERSUS

NITIN AGARWAL

RESPONDENT(S)

O R D E R

These transfer petitions have been filed by the petitioner-wife under Section 25 of the Code of Civil Procedure, 1908 seeking transfer of (i) Petition No.92 of 2020, titled as '*Nitin Agarwal vs. Amrita Agarwal*'; (ii) Petition No.500 of 2020, titled as '*Nitin Agarwal vs. Amrita Agarwal*', both pending before the learned Principal Judge, Family Court, Gautam Budh Nagar, Uttar Pradesh, and; (iii) Civil Suit No.62 of 2020, titled '*Nitin Agarwal vs. Amrita Agarwal*', pending before the Senior Civil Judge, Gautam Budh Nagar, Uttar Pradesh, to the Family Court, Dehradun, Uttarakhand and/or District Court, Dehradun, Uttarakhand.

2. As per office report, service of show-cause notice is complete but, the respondent-

husband has not entered appearance despite service.

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

4. 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.

5. Accordingly, these transfer petitions are allowed and Petition Nos.92 of 2020 and 500 of 2020, both titled as '*Nitin Agarwal vs. Amrita Agarwal*', pending before the learned Principal Judge, Family Court, Gautam Budh Nagar, Uttar Pradesh, are hereby transferred to the Family Court, Dehradun, Uttarakhand and Civil Suit No.62 of 2020, titled as '*Nitin Agarwal vs. Amrita Agarwal*', pending before the Senior Civil Judge, Gautam Budh Nagar, Uttar Pradesh is hereby transferred to the District Court, Dehradun, Uttarakhand.

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

7. The records of the cases be transferred to the transferee Courts forthwith.

8. All pending applications stand disposed of.

....., J.
(DINESH MAHESHWARI)

....., J.
(B.V. NAGARATHNA)

NEW DELHI
DECEMBER 01, 2022

ITEM NO.2

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
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). 1077-1079/2020

AMRITA AGARWAL

Petitioner(s)

VERSUS

NITIN AGARWAL

Respondent(s)

(With Office report for Direction)

Date : 01-12-2022 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DINESH MAHESHWARI
HON'BLE MRS. JUSTICE B.V. NAGARATHNAFor Petitioner(s) Mr. Akshay Srivastava, Adv.
Mr. Dhruv Soshi, Adv.
Mr. Rajesh Kumar, Adv.
Mr. Gaurav Goel, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E RTransfer petitions are allowed in terms of
the signed order.

All pending applications stand disposed of.

(NEETU KHAJURIA)
ASTT. REGISTRAR-cum-PS(RANJANA SHAILEY)
COURT MASTER

(Signed order is placed on the file.)