

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

Transfer Petition (Civil) No.2585/2019

RAJNI KUMARI

Petitioner(s)

VERSUS

AMRESH KUMAR

Respondent(s)

WITH

T.P.(C) No. 2597/2019

T.P.(CrI.) No. 15/2020

O R D E R

Transfer Petition (Civil) No.2585/2019

The parties got married on 24.11.2016 in Patna and resided at the matrimonial home in Delhi. The petitioner-wife claims harassment on account of dowry and there are various allegations made which are not necessary for determination of transfer of petition. Suffice to say there is a daughter born out of the wedlock on 13.11.2017 in Patna.

A query was posed to learned counsel for the petitioner that whether the petitioner would be willing for mediation for which the learned counsel for the petitioner agrees to but learned counsel for the respondent is not agreeable. He possibly wants to battle it out for couple of years before he ultimately decides to settle it!

The petitioner-wife and the child are staying with the

parents of the petitioner and thus it is considered appropriate that Matrimonial Case being HMA No.1091 of 2019 titled as "Amresh Kumar Vs. Rajni Kumari" filed under Section 13(1)(i a) and 13(1)(i b) of the Hindu Marriage Act pending before the Court of Principal Judge, Family Court, South District, Saket, New Delhi be transferred to the Principal Judge, Family Court, Patna, Bihar.

Records shall be sent by the Court where proceedings are pending to the transferee Court promptly and without any delay.

The transfer petition stands allowed in the aforesaid terms.

T.P.(C) No. 2597/2019

The present petition arises from the matrimonial dispute where the parents of the husband have filed a defamation suit on account of allegations made when the summons were to be served. It is obviously a counter-blast.

In view thereof, case being Civil Suit No.480 of 2019 titled as 'Ayodheya Prasad Vs. Rajni Kumari & Ors.' pending before the Court of Additional District Judge, South District, Saket Courts, New Delhi is transferred to the Court of District & Sessions Judge, Patna, Bihar.

Records shall be sent by the Court where proceedings are pending to the transferee Court promptly and without any delay.

The transfer petition stands allowed in the aforesaid terms.

**T.P.(Cr1.) No.15/2020**

**Heard.**

**In view of the orders in T.P.(C) No.2585/2019 & T.P.(C) No. 2597/2019, the transfer petition is dismissed.**

**.....J.  
(SANJAY KISHAN KAUL)**

**NEW DELHI  
23<sup>rd</sup> AUGUST, 2022**

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.2585/2019

RAJNI KUMARI

Petitioner(s)

VERSUS

AMRESH KUMAR

Respondent(s)

(IA No. 165191/2019 - STAY APPLICATION)

WITH

T.P.(C) No. 2597/2019 (XVI-A)  
(FOR ADMISSION and IA No.166044/2019-EX-PARTE STAY and IA  
No.166041/2019-EXEMPTION FROM FILING O.T.)  
T.P.(Cr1.) No. 15/2020 (XVI-A)  
(FOR ADMISSION and IA No.4089/2020-STAY APPLICATION)Date : 23-08-2022 These matters were called on for hearing  
today.

CORAM : HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

For Petitioner(s) Mr. Vinay Navare, Sr. Adv.  
Mr. Keshav Ranjan, AORFor Respondent(s) Mr. Praveen Swarup, AOR  
Mr. Nitish Barka, Adv.  
Ms. Payal Swarup, Adv.  
Mr. Rovin Singh Solanki, aAdv.  
Mr. Kasitagya Kumar, Adv.  
Mr. Kaushal Jeet, Adv.UPON hearing the counsel the Court made the following  
O R D E RT. P. (C) No.2585/2019 & T.P.(C) No. 2597/2019 are allowed  
and T.P.(Cr1.) No.15/2020 is dismissed in terms of the signed  
order.

Pending applications stand disposed of.

(RASHMI DHYANI PANT)  
COURT MASTER(POONAM VAID)  
COURT MASTER

(signed order is placed on the file)