

**IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION**

TRANSFER PETITION (CIVIL) NO.1477 OF 2020

RACHNA RANI

PETITIONER(S)

VERSUS

HARMESH LAL

RESPONDENT(S)

ORDER

1. The petitioner-wife has filed the present petition under Section 25 of the Code of Civil Procedure, 1908 seeking transfer of a petition for divorce filed by the respondent-husband under Sections 13(1)(i-a) and (i-b) of the Hindu Marriage Act, 1955 bearing DMC No.1054 OF 2019 titled "*Harmesh Lal Vs. Rachna Rani*" pending before the Principal Judge, Family Court, Camp Court at Phillaur, Jalandhar, Punjab to the Family Court, Patiala House Court, New Delhi.
2. Though service of notice on the respondent-husband is complete, no one has entered appearance on his behalf. Even today, the respondent-husband remains unrepresented.
3. Having heard learned counsel for the petitioner-wife and on examining the grounds taken in the transfer petition, we direct transfer of DMC No.1054 OF 2019 titled "*Harmesh Lal Vs. Rachna Rani*" pending before the Principal Judge, Family Court, Camp Court at Phillaur, Jalandhar, Punjab to the Family Court, Patiala House Court, New Delhi.

4. The record of the case be transferred immediately to the Transferee Court.
5. Further, liberty is granted to the respondent-husband to move an appropriate application before the Transferee Court for permission to participate in the proceedings virtually. If such a request is made, the Transferee Court may grant such permission and direct the personal presence of the respondent-husband only when it is absolutely necessary. Further, if examination of the outstation witnesses is required and a request is made for recording the evidence through a Court Commissioner, the Transferee Court shall consider the same and pass appropriate orders.
6. The Transfer Petition is allowed on the above terms. Pending application(s), if any, shall stand disposed of.

.....J.
(HIMA KOHLI)

.....J.
(RAJESH BINDAL)

**NEW DELHI;
JULY 20, 2023.**

ITEM NO.1

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). 1477/2020

RACHNA RANI

Petitioner(s)

VERSUS

HARMESH LAL

Respondent(s)

(FOR ADMISSION and IA No.131531/2020-STAY APPLICATION)

Date : 20-07-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MR. JUSTICE RAJESH BINDAL

For Petitioner(s) Mr. Manish Shanker Srivastava, Adv.
Ms. Kalpana, Adv.
Ms. Pallavi Baghel, Adv.
Mr. Abhishek Kumar Singh, AOR

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.

(Geeta Ahuja)
Assistant Registrar-cum-PS
(Signed Order is placed on the file)

(Nand Kishor)
Court Master(NSH)