

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 1198 OF 2020

SHIPRA CHANDRA . . . . . PETITIONER (S)

VERSUS

PAVITRA & ORS. . . . . RESPONDENT (S)

WITH

TRANSFER PETITION (C) No. 1205 OF 2020

O R D E R

TRANSFER PETITION (C) NO. 1198 OF 2020

As per the office report, the respondent has been served. However, none has appeared on behalf of the respondent.

It may be noted that the notice was issued vide order dated 16.11.2020 and vide order dated 12.04.2022, and the proceedings in Matrimonial Case No. 194/2020 titled "*Pavitra vs. Shipra Chandra & Others*" pending before the Family Court at Fatehabad, Haryana, were stayed. It is, therefore, apparent that the respondent would be aware of the pendency of the present petition.

In view of the aforesaid, the respondent is proceeded, *ex-parte*.

Having given due consideration to the contentions raised by the petitioner, the averments made in the transfer petition, and in

the interest of justice, the transfer petition is allowed.

Accordingly, Matrimonial Case No. 194/2020 titled "*Pavitra vs. Shipra Chandra & Others*" pending before the Family Court at Fatehabad, Haryana is directed to be transferred to the Court of Presiding Officer, Family Court at Dwarka, New Delhi, who may hear the case himself or assign it to a court of competent jurisdiction.

Records of the case would be immediately transferred to the transferee court.

To cut short delay, parties are directed to appear in-person or through the authorized representatives, or through video-conferencing if the said facility is available in the transferee court on 05.01.2023. In case there is non-appearance, court notice would be issued by the transferee court to the defaulting party.

The parties may explore possibility of settlement through mediation. The transferee court would obtain the desire and wishes of the parties and proceed accordingly in this regard.

The transferee court would decide the matter expeditiously.

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

**TRANSFER PETITION (C) No. 1205 OF 2020**

As per the office report, the respondent has been served. However, none has appeared on behalf of the respondent.

It may be noted that vide order dated 20.11.2020, while

issuing notice, proceedings in C.S. No. 238/2020 titled "*Pavitra vs. Siddharth alias Sidhu & Others*", pending before the Civil Court, Fatehabad, Haryana, were stayed. It is, therefore, apparent that the respondent would be aware of the pendency of the present petition.

In view of the aforesaid, the respondent is proceeded, *ex-parte*.

Having given due consideration to the contentions raised by the petitioner, the averments made in the transfer petition, and in the interest of justice, the transfer petition is allowed.

Accordingly, C.S. No. 238/2020 titled "*Pavitra vs. Siddharth alias Sidhu & Others*", pending before the Civil Court, Fatehabad, Haryana, is directed to be transferred to the Court of Presiding Officer, Civil Court at Dwarka, New Delhi, who may hear the case himself or assign it to a court of competent jurisdiction.

Records of the case would be immediately transferred to the transferee court.

To cut short delay, parties are directed to appear in-person or through the authorized representatives, or through video-conferencing if the said facility is available in the transferee court on 05.01.2023. In case there is non-appearance on behalf of a party on the date fixed, court notice would be issued by the transferee court to the defaulting party.

The parties may explore possibility of settlement through mediation. The transferee court would obtain the desire and wishes of the parties and proceed accordingly in this regard.

The transferee court would decide the matter expeditiously.

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

.....J.  
(SANJIV KHANNA)

.....J.  
(M.M. SUNDRESH)

NEW DELHI;  
DECEMBER 01, 2022.

ITEM NO.2

COURT NO.7

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 STransfer Petition(s)(Civil) No(s). 1198/2020

SHIPRA CHANDRA

Petitioner(s)

VERSUS

PAVITRA &amp; ORS.

Respondent(s)

(IA No. 110143/2020 - EX-PARTE STAY)

WITH

T.P.(C) No. 1205/2020 (XVI-A)

(IA No. 110911/2020 - EX-PARTE STAY)

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

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s)

Mr. Subhasish Bhowmick, AOR  
Ms. Manisha Pandey, Adv.  
Mr. Rahul Kushwaha, Adv.  
Mr. John Thomas Arakal, Adv.  
Mr. Mail Mals Roy, Adv.

For Respondent(s)

Mr. Vipin Kumar Jai, AOR

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

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

(BABITA PANDEY)  
COURT MASTER (SH)(KAMLESH RAWAT)  
COURT MASTER (NSH)

(Singed order is placed on the file)