

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

Transfer Petition(s)(Civil) No(s). 1262/2020

RITU SEN

Petitioner(s)

VERSUS

NEERAJ KUMAR

Respondent(s)

O R D E R

1. This Petition is filed by the petitioner - wife under Section 25 of the Code of Civil Procedure, 1908 seeking transfer of the Matrimonial Case No.648 of 2020 titled "*Neeraj Kumar Vs. Ritu Sen*" pending before the Court of Principal Judge, Family Court, Mathura, Uttar Pradesh, to the Competent Court at Damoh, Madhya Pradesh.

2. I have heard the learned counsel for the parties and perused the material on record.

3. The contentions advanced on behalf of the petitioner is to the effect that the distance between the two Courts is about 550 Kms and that the petitioner is residing at Damoh in Madhya Pradesh and it is difficult for her to travel to Mathura for the purpose of contesting the petition filed by the respondent - husband under Section 13 of the Hindu Marriage Act seeking divorce.

4. The submissions made on behalf of the respondent are countervailing the submissions of the petitioner which are not acceptable to the Court.

5. In the circumstances, the petition filed by the petitioner wife is allowed. The Matrimonial Case No.648 of 2020 pending before the Court of Principal Judge, Family Court, Mathura, Uttar Pradesh, titled "*Neeraj Kumar Vs. Ritu Sen*" is ordered to be transferred to the Competent Court at Damoh, Madhya Pradesh.

6. It is directed that the records relating to Matrimonial Case No.648 of 2020 shall stand remitted forthwith to the the Competent Court at Damoh, Madhya Pradesh.

7. The transfer petition is allowed and disposed of with the aforesaid terms. No costs.

New Delhi,
14th March, 2022

....., J.
[B.V. NAGARATHNA]

ITEM NO.1611 Court 12 (Video Conferencing) SECTION XVI-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Transfer Petition(s)(Civil) No(s). 1262/2020

RITU SEN Petitioner(s)

VERSUS

NEERAJ KUMAR Respondent(s)

(MEDIATION REPORT RECEIVED.
IA No. 115995/2020 - EX-PARTE STAY)

Date : 14-03-2022 These matters were called on for hearing today.

CORAM : HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. Sukant Vikram, AOR

For Respondent(s) Mr. M. R. Shamshad, AOR
Mr. Arijit Sarkar, Adv.
Ms. Nabeela Jamil, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Transfer Petition is allowed in terms of the signed order.
Pending application(s), if any, stands disposed of.

(NEHA GUPTA)
SENIOR PERSONAL ASSISTANT

(Signed Order is placed on record)

(MALEKAR NAGARAJ)
BRANCH OFFICER