

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 179 OF 2020

SONAM

PETITIONER

VERSUS

VIVEK KUMAR

RESPONDENT

O R D E R

Despite service, none has entered appearance on behalf of the sole respondent. By order dated 5th February, 2020, the proceedings in M. No. 315/2019 titled '*Vivek Kumar Versus Sonam*' pending before the Principal Judge, Family Court, Banda, Uttar Pradesh were stayed. Hence, the respondent would be aware of the pendency of the present transfer petition.

The respondent is, accordingly, proceeded *ex parte*.

Having read the averments made in the transfer petition, and in the interest of justice, we are inclined to allow the transfer petition.

Accordingly, the transfer petition is allowed and Case M. No. 315/2019 titled '*Vivek Kumar Versus Sonam*' pending before the Principal Judge, Family Court, Banda, Uttar Pradesh is directed to be transferred to the Principal Judge, Family Court (North District), Rohini, 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.

The parties are directed to appear, either in person or through an advocate, before the transferee court on 19th October, 2022. However, in case there is non-appearance, court notice would be issued to the defaulting party.

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

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

.....J.
(SANJIV KHANNA)

.....J.
(J.K. MAHESHWARI)

NEW DELHI;
AUGUST 30, 2022.

sb

ITEM NO.16

COURT NO.12

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). 179/2020

SONAM

Petitioner(s)

VERSUS

VIVEK KUMAR

Respondent(s)

(IA No. 16877/2020 - EX-PARTE STAY
IA No. 16879/2020 - EXEMPTION FROM FILING O.T.)

Date : 30-08-2022 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE J.K. MAHESHWARI

For Petitioner(s)

Ms. Manika Tripathy, AOR
Mr. Ashutosh Kaushik, Adv.

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.

(SONIA BHASIN)
COURT MASTER (SH)

(DIPTI KHURANA)
ASSISTANT REGISTRAR

[Signed Order is placed on the file]