

IN THE SUPREME COURT OF INDIA
CIVIL/CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (S)(CIVIL) NO(S). 1387/2020

POONAM PETITIONER(S)

VERSUS

ABHISHEK KUMAR RESPONDENT(S)

WITH

TRANSFER PETITION (S) (CRIMINAL) NO(S). 77/2021

POONAM RANI PETITIONER(S)

VERSUS

ABHISHEK & ORS. RESPONDENT(S)

O R D E R

The Transfer Petition (C) No.1387/2020 has been filed by the petitioner-wife under Section 25 of CPC, 1908 seeking transfer of proceedings of Hindu Marriage Petition No.660 of 2017 titled as "*Abhishek Kumar Vs. Poonam*" pending before the Court of Principal Judge, Family Court 2nd, Muzaffarnagar, Uttar Pradesh to the Family Court, Haridwar, Uttarakhand.

The Transfer Petition (Cr1.) No.77/2021 has also been filed by the petitioner-wife under Section 406 of Cr.P.C, 1973 seeking transfer of proceedings in Case No.2410/09 of 2016

titled "*Poonam Rani Vs Abhishek*" pending before the Court of Additional Chief Judicial Magistrate Court No.6, Meerut, Uttar Pradesh to the Chief Judicial Magistrate, Haridwar, Uttarakhand.

Heard learned counsel for the respective parties.

On considering the facts and circumstances on the basis of which the petitioner seeks transfer of these two cases, we are satisfied that it would be expedient in the interest of justice in transferring the Hindu Marriage Petition No.660 of 2017 titled as "*Abhishek Kumar Vs. Poonam*" pending before the Court of Principal Judge, Family Court 2nd, Muzaffarnagar, Uttar Pradesh to the Family Court, Haridwar, Uttarakhand and Case No.2410/09 of 2016 "*Poonam Rani Vs Abhishek*" pending before the Court of Additional Chief Judicial Magistrate Court No.6, Meerut, Uttar Pradesh to the Court of Chief Judicial Magistrate, Haridwar, Uttarakhand.

We order accordingly.

The records shall be sent to the transferee Court(s) and the Family Court, Haridwar, Uttarakhand and Chief Judicial Magistrate, Haridwar, Uttarakhand shall proceed in the matters from the stages at which the said cases are transferred from the Court in Muzaffarnagar, Uttar Pradesh and Meerut, Uttar Pradesh respectively.

The Transfer Petitions stand allowed accordingly.

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

There shall be no order as to costs.

.....J.
[ANIRUDDHA BOSE]

.....J.
[VIKRAM NATH]

New Delhi;
August 30, 2022.

ITEM NO.18

COURT NO.15

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). 1387/2020

POONAM

PETITIONER(S)

VERSUS

ABHISHEK KUMAR

RESPONDENT(S)

(IA No. 125444/2020 - EX-PARTE STAY & IA No. 125446/2020 -
EXEMPTION FROM FILING AFFIDAVIT)

WITH

T.P.(Cr1.) No. 77/2021 (XVI-A)
(FOR STAY APPLICATION ON IA 20985/2021 & FOR EXEMPTION FROM FILING
O.T. ON IA 20986/2021)

Date : 30-08-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIRUDDHA BOSE
HON'BLE MR. JUSTICE VIKRAM NATH

For Petitioner(s) Mr. Sunil Kumar Verma, AOR

For Respondent(s) Mr. Pankaj Kumar, AOR
Mr. Shubhendu Saxena, Adv.
Mr. Rishabh Agarwal, Adv.
Mr. Sandeep Kr.Singh, Adv.

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

The transfer petitions are allowed in terms of the signed
order.

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

(NIRMALA NEGI)
COURT MASTER (SH)

(RAM SUBHAG SINGH)
BRANCH OFFICER

(Signed order is placed on the file)