

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION  
TRANSFER PETITION (C) NO. 1544 OF 2020

ANJU GAUTAM @ ANJU DEVI

Petitioner(s)

VERSUS

SRIKANT KUMAR

Respondent(s)

O R D E R

This Petition is filed under Section 25 of the Code of Civil Procedure, 1908 (CPC) seeking transfer of Case No. 522 of 2020 titled as "*Srikant Kumar vs. Anju Devi*" pending before the Family Court, District Azamgarh, Uttar Pradesh to the Family Court, Patiala House, New Delhi.

I have heard learned counsel for the respective parties.

During the course of submission, learned counsel for the respondent submitted that the respondent has filed the aforesaid case seeking restitution of conjugal rights and that if there is an effective mediation between the parties, possibly, there could be a reconciliation and the parties could reside together. He, therefore, submitted that, in the event, this Court is to transfer the aforesaid case to the competent Court at New Delhi, a direction may be issued for holding a mediated settlement prior to conducting the proceedings further in the matter.

Learned counsel for the petitioner did not object to mediation proceedings being held on such transfer of the case from the Family Court at Azamgarh to the Family Court, Patiala House, New Delhi.

In the circumstances, having regard to the reasons assigned by the petitioner in the transfer petition and upon hearing learned counsel for the petitioner, the aforesaid case, namely, Case No. 522 of 2020 titled as "*Srikant Kumar vs. Anju Devi*" pending on the file of the Family Court, District Azamgarh, Uttar Pradesh is transferred to the Family Court, Patiala House, New Delhi.

On such transfer of the aforesaid case, the concerned Family Court is directed to refer the case for mediation/conciliation in order to ascertain whether there could be a reconciliation between the parties and they could reside together or arrive at a settlement in any other manner in accordance with law. In the event of such mediation/conciliation, the aforesaid proceedings to be disposed of in accordance with law.

With the aforesaid observations and directions, the Transfer Petition is allowed and disposed of.

..... J.  
(B.V. NAGARATHNA)

New Delhi;  
August 08, 2022.

ITEM NO.1623

COURT NO.9

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). 1544/2020

ANJU GAUTAM @ ANJU DEVI

Petitioner(s)

VERSUS

SRIKANT KUMAR

Respondent(s)

(\*\*Mediation report dated 14.05.2022 has been received.

IA No. 135875/2020 - EXEMPTION FROM FILING O.T.

IA No. 135874/2020 - STAY APPLICATION)

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

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

For Petitioner(s) Mr. Sushil Kumar Sharma, Adv.  
Mr. Pahlad Singh Sharma, AOR  
Mr. Manish Kumar Mishra, Adv.

For Respondent(s) Mr. Yasharth Kant, AOR  
Mr. Arvind, Adv.  
Mr. Pusphraj Singh Parihar, Adv.

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

The Transfer Petition is allowed and disposed of in terms of the signed order.

Pending applications stand disposed of.

(R. NATARAJAN)  
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)  
ASSISTANT REGISTRAR

(Signed order is placed on the file)