

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

Transfer Petition(Civil) No.1748/2017

MEENAL SRIVASTAVA

Petitioner(s)

VERSUS

MADHUR KHUNGER

Respondent(s)

O R D E R

The petitioner (wife) seeks transfer of Divorce Petition bearing No.DMC/82/2017 titled as "Madhur Khunger Vs Meenal Srivastava" filed by the respondent (husband) under Section 13 of the Hindu Marriage Act, 1955, pending before the Court of Incharge District Judge, Fazilka, Punjab to the Family Court at Varanasi, Uttar Pradesh.

The marriage between the parties was solemnized on 20-4-2014 and it appears that they have not been able to pull on together, though intermittently, they tried to resolve their matrimonial disputes and stayed together at Mohali, Punjab.

Thereafter, the respondent (Husband) has filed the above-stated divorce petition.

Since petitioner (wife) stays at Varanasi, U.P., the instant Transfer Petition has been filed seeking transfer of the above-stated case to the Family Court at Varanasi, U.P.

We have heard learned counsel appearing for the parties.

In view of the fact that two more cases filed by the petitioner are pending adjudication at Family Court, Varanasi, U.P.

and the respondent is regularly appearing in the said two cases, we deem it appropriate to transfer the above-captioned case also to the Family Court at Varanasi, U.P.

The Transfer Petition is allowed and Divorce Petition bearing No.DMC/82/2017 titled as "Madhur Khunger Vs Meenal Srivastava" filed by the respondent (husband) under Section 13 of the Hindu Marriage Act, 1955, pending before the Court of Incharge District Judge, Fazilka, Punjab is ordered to be transferred to the Family Court at Varanasi, Uttar Pradesh.

The records be forwarded to the transferee Court forthwith.

.....J
(SURYA KANT)

.....J
(J.B. PARDIWALA)

NEW DELHI
5TH SEPTEMBER, 2022

ITEM NO.45

COURT NO.14

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

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Respondent(s)

(FOR EX-PARTE STAY ON IA 94385/2017)

Date : 05-09-2022 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE J.B. PARDIWALA

For Petitioner(s)

Mr. T.N. Saxena, Adv.
Mr. H.C. Kharbanda, Adv.
Mr. Vipin Kumar Saxena, Adv.
Mr. Dhiraj Kumar Sammi, Adv.
Mr. Asit Shankar, Adv.
Mr. Yash Pal Dhingra, AOR

For Respondent(s)

Mr. Shekhar Kumar, AOR
Ms. Akansha Yadav, Adv.
Ms. Amrita Srivastava, Adv.
Mr. Kameshwar Srivastava, Adv.

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, if any, also stands disposed of.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(PREETHI T.C.)
BRANCH OFFICER

(Signed Order is placed on the file)