

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.1644 OF 2017

Archana

Petitioner(s)

Versus

Avanish Kumar

Respondent(s)

W I T H

TRANSFER PETITION (CRIMINAL) NO.376 OF 2017

O R D E R

These transfer petitions are at the instance of the petitioner-wife seeking transfer of H.M.A. No.26 of 2006 (presently numbered as H.M.A. No.214/2011), titled '*Avanish Kumar vs. Archana*' and Petition C.C. No.155/2017, titled '*Archana & Anr. vs. Avanish Kumar*' pending before the court of Principal Judge, Family Court, Saket Court Complex, New Delhi, to the court of Principal Judge, Family Court at Bandra, Mumbai, Maharashtra.

Despite service of notice, respondent has not appeared. Hence, averments made in the transfer petitions remain unrebutted.

In view of the above and also considering the hardships which will be faced by the petitioner in contesting

the cases at New Delhi, we deem it proper to allow the transfer petitions and transfer the aforesaid cases from the court of Principal Judge, Family Court, Saket Court Complex, New Delhi to the court of Principal Judge, Family Court at Bandra, Mumbai, Maharashtra, along with all records for its adjudication.

After transfer of the cases, the transferee Court is directed to make all endeavour either for amicable settlement or for early decision in the cases without unnecessary adjournments.

.....CJI.  
[Dipak Misra]

.....J.  
[A.M. Khanwilkar]

.....J.  
[Dr. D.Y. Chandrachud]

New Delhi  
August 09, 2018.

ITEM NO.4

COURT NO.1

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

IA 88555/2017, in Transfer Petition(s)(Civil) No(s). 1644/2017

ARCHANA

Petitioner(s)

VERSUS

AVANISH KUMAR

Respondent(s)

WITH T.P.(Cr1.) No. 376/2017 (XVI-A)

Date : 09-08-2018 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE A.M. KHANWILKAR  
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s) Mr. Hargovind Jha, Adv.  
Mr. Rameshwar Prasad Goyal, AOR

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.

(Chetan Kumar)  
A.R.-cum-P.S.

(H.S. Parasher)  
Assistant Registrar  
(Signed order is placed on the file)