

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). 35/2021

SARITA MANISH GUPTA

Petitioner(s)

VERSUS

MANISH MAHESHCHAND GUPTA

Respondent(s)

(FOR ADMISSION and IA No.4144/2021-STAY APPLICATION and IA No.4143/2021-EXEMPTION FROM FILING O.T. )

Date : 25-01-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. Ashok Singh, Adv.  
Mr.Ranvijay Kumar, Adv.  
Mr. Shree Pal Singh, AOR

For Respondent(s)

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

The Petitioner(wife) seeks transfer of the Divorce Case filed by the respondent (husband), pending in the Court at Pune to a Competent Court in Alwar, Rajasthan.

Mr. Ashok Singh, the learned counsel submits that the petitioner faced torture in the matrimonial home and was thrown out in May, 2017 and since then she alongwith her two children are residing in her parental home in Alwar. She had filed an FIR under Section 498A and other provisions of IPC and also filed a Complaint under the Domestic Violence Act against the respondent and his other family members. She has also applied for Maintenance and all these proceedings are pending in the Courts/Authorities at Alwar.

...2/-

The family home of the respondent is also at Alwar. The respondent is working with Hero Moto Corp at Pune and earning around Rs.70,000/- salary per month.

In view of above, let notice, returnable within four weeks, be issued.

In the meantime, there shall be stay of the proceedings in Divorce Petition No.1827 of 2019 titled "Mr. Manish Maheshchand Gupta Vs. Mrs. Sarita Manish Gupta", pending before Civil Judge, Senior Division, Pune, Maharashtra.

(RAJNI MUKHI)  
COURT MASTER (SH)

(POONAM VAID)  
COURT MASTER (NSH)