

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

M.A. NO.14 OF 2020

IN

TRANSFER PETITION (CIVIL) NO.701 OF 2017

ARCHANA KUMARI

PETITIONER(S)

VERSUS

AJIT KUMAR JHA

RESPONDENT(S)

O R D E R

Heard Shri Dharnindhar Jha, learned senior counsel for the petitioner/applicant and Ms. Purnima Jauhari, learned counsel for the respondent.

This is an application by which applicant prayed that order dated 31.07.2019 passed in Transfer Petition(C) No.701/2017 be recalled. The applicant's case is that matter was heard on 31.07.2019 and as per the oral order, as pronounced by this Court on 31.07.2019, transfer petition was allowed. Learned counsel for the applicant submits that when the order was uploaded, it was found that transfer petition was dismissed. Learned counsel for the applicant submits that fraud has been committed by the respondent-Ajit Kumar Jha on the wife.

Learned counsel for the respondent submits that the Registrar has already lodged the application. She submits that case in the trial Court is on final stage.

Be that as it may, in the facts of the present

case, we are of the view that order dated 31.07.2019 is to be recalled. We order accordingly.

The Transfer Petition (C) No.701/2017 is allowed. We further observe that it shall be open for the parties to request the Court concerned to permit them to appear through video-conferencing looking to the pandemic which has engulfed the entire country as on date. The miscellaneous application is disposed of accordingly.

.....J.
(ASHOK BHUSHAN)

.....J.
(NAVIN SINHA)

New Delhi;
April 15, 2021

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

Miscellaneous Application No.14/2020 in T.P.(C) No.701/2017

(Arising out of impugned final judgment and order dated 31-07-2019 in T.P.(C) No.701/2017 passed by the Supreme Court Of India)

ARCHANA KUMARI

Petitioner(s)

VERSUS

AJIT KUMAR JHA

Respondent(s)

(FOR ADMISSION and IA No.123860/2019-RECALLING THE COURTS ORDER
IA No. 123860/2019 - RECALLING THE COURTS ORDER)

Date : 15-04-2021 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHUSHAN

HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s) Mr. Dharnindhar Jha, Sr. Adv.
Mr. Rajnish Kumar Jha, AOR

For Respondent(s) Ms. Purnima Jauhari, AOR
Dr. Brij Bhushan K. Jauhari, Adv.
Mr. Harsh Mahan, Adv.
Mr. Lalit Chahar, Adv.

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

Order dated 31.07.2019 is recalled. T.P.(C) No.701/2017 is allowed. The miscellaneous application is disposed of in term of of the signed order.

Pending application(s), if any, stands disposed of.

(ARJUN BISHT)
COURT MASTER (SH)

(RENU KAPOOR)
BRANCH OFFICER

(signed order is placed on the file)