

IN THE SUPREME COURT OF INDIA
CIVIL/CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION(S)(CIVIL) NO(S). 198/2018

ACHALA HARSH

PETITIONER(S)

VERSUS

RAJEEV GUPTA

RESPONDENT(S)

WITH

TRANSFER PETITION (S) (CRIMINAL) NO(S). 122/2020

O R D E R

The transfer petitions ("subject-cases") have been filed by the petitioner-wife, Transfer Petition(Civil) No.198/2018 seeking transfer of proceedings in Case No.2764 of 2017 titled "Rajeev Gupta vs. Achala Harsh" pending before the Court of Principal Judge, Family Court, Lucknow (Uttar Pradesh) to the Court of Principal Judge, Family Court, Patna (Bihar) and, Transfer Petition(Criminal)No.122/2020 seeking transfer of proceedings in Writ Petition No.24789/2019 (H/C) titled as "Samrithi Gupta and Subhagya Gupta through their father Rajeev Gupta vs. Achala Harsh & Ors." pending before the Allahabad High Court at Lucknow Bench, Lucknow to the High Court of Judicature at Patna, Bihar.

Heard learned counsel for the petitioner(s) and the

respondent(s) in both the petitions.

Learned counsel appearing for the respondent(s) in both the petitions has opposed the plea for transfer.

On going through the material disclosed, we are satisfied that it would be expedient for the ends of justice to transfer the subject cases to the:- (i) Principal Judge, Family Court, Patna (Bihar), and (ii) to the High Court of Judicature at Patna, Bihar respectively.

We order accordingly.

The respective records shall be sent to the transferee Courts and the High Court of Judicature, Patna and the Principal Judge, Family Court, Patna (Bihar), shall proceed in the matters from the stages at which the matters are transferred to the said Courts.

The Transfer Petitions stand allowed accordingly.

Pending application(s), if any, shall stand disposed of.

There shall be no order as to costs.

.....J.
[ANIRUDDHA BOSE]

.....J.
[VIKRAM NATH]

New Delhi;
September 16, 2022.

ITEM NO.38

COURT NO.15

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). 198/2018

ACHALA HARSH

Petitioner(s)

VERSUS

RAJEEV GUPTA

Respondent(s)

(Mediation Report received.)

IA No. 180292/2018 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 117503/2019 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 19346/2018 - EX-PARTE STAY & IA No. 59632/2018 - EXEMPTION FROM FILING O.T.)

WITH

T.P.(Cr1.) No. 122/2020 (XVI-A)

(FOR ADMISSION and IA No.32112/2020-EX-PARTE STAY and IA No.32113/2020-EXEMPTION FROM FILING O.T.)

Date : 16-09-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ANIRUDDHA BOSE
HON'BLE MR. JUSTICE VIKRAM NATH

For Petitioner(s) Mr. Gaurav Dhingra, AOR
Mr Tushar Jaiswal, Adv.
Mr R.K.Sinha, Adv
Jainti Jiya Adv.
Ms. Arshita Jain, Adv
Ms. Madhvi Yadav, Adv.

For Respondent(s) Mr. Mareesh Pravir Sahay, AOR
Ms. Eccha Shukla, Adv.
Ms Awanitika, Adv.
Mr. Sachin Kharb, Adv

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

The transfer petitions are allowed in terms of the signed order.

Pending application|(s), if any, shall stand disposed of.

(NIRMALA NEGI)
COURT MASTER (SH)

(VIDYA NEGI)
ASSISTANT REGISTRAR

(signed order is placed on the file)