

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

Transfer Petition(s)(Civil) No(s). 575/2020

PUMMI KUMARI

Petitioner(s)

VERSUS

ABHAY KUMAR

Respondent(s)

O R D E R

Heard the learned counsel appearing for the petitioner.

The petitioner is the wife and the respondent is the husband.

The respondent-husband is not represented today.

As per the office report dated 19th May, 2022, a copy of this petition has been served to the learned counsel appearing for the respondent-husband, but no counter has been filed on his behalf.

The petitioner-wife is a resident of Village-Ganjpar, Police Station- Parsaa Bazar, Post-Nisarpur, District-Patna, Bihar and the respondent-husband is a resident of Indra Nagar, District-Lucknow, U.P.

The respondent-husband has filed a petition under Section 13 of the Hindu Marriage Act being Case No. 2817/2018 for the dissolution of marriage against the petitioner-wife, which is pending in the Court of the Learned Principal Judge, Family Court, Lucknow.

It is pointed out in the petition that, at the instance of the petitioner-wife, a Criminal Complaint has been filed under Section 498(A) of the IPC against the respondent-husband, which is pending in the Court of the Learned Chief Judicial Magistrate, Patna.

The petitioner-wife is seeking transfer on the ground that she has to look after her small child (4^{1/2} years old) and therefore, she finds it difficult to attend to the proceedings in Lucknow.

Hence, a case is made out for passing the order of transfer.

Accordingly, the Transfer Petition (Civil) No. 575 of 2020 is allowed and the Case No. 2817 of 2018, titled as "*Abhay Kumar v. Pummi Kumari*" is hereby transferred from the Court of the Learned Principal Judge, Family Court, Lucknow, Uttar

**Pradesh to the Court of the Learned Principal
Judge, Family Court, Patna, Bihar.**

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

.....**J.**
(ABHAY S. OKA)

**New Delhi
20th May, 2022**

ITEM NO.1614

COURT NO.16

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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(FOR ADMISSION and IA No.46724/2020-EX-PARTE STAY and IA
No.46725/2020-EXEMPTION FROM FILING O.T.

IA No. 46724/2020 - EX-PARTE STAY

IA No. 46725/2020 - EXEMPTION FROM FILING O.T.)

Date : 20-05-2022 These matters were called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s) Mr. Guntur Pramod Kumar, AOR

For Respondent(s) Mr. Amit Pawan, AOR (Not Present)

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

(NISHA KHULBEY)
SENIOR PERSONAL ASSISTANT

(ANAND PRAKASH)
ASSISTANT REGISTRAR

(signed order is placed on the file)