

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.916 OF 2020

SADHVI PUNIT KAKRI

PETITIONER(S)

VERSUS

PUNIT DILIP KAKRI

RESPONDENT(S)

O R D E R

Heard Mr. Dushyant Parashar, learned counsel appearing for the petitioner (wife). The respondent (husband) is represented by Mr. Gaurav Agarwal.

The wife seeks transfer of the Divorce case filed by the husband, pending in the Court at Bandra, Mumbai to a competent Court at Hathras, U.P. Mr. Parashar the learned counsel submits that the petitioner is residing with her two year old daughter in her parental home at Hathras. Besides, she has filed FIR under Sections 498-A, 376, 323 of the IPC before the authorities at Hathras. She has also filed a case under the Domestic Violence Act in Hathras where the respondent is required to appear.

The respondent is projected to be an affluent businessman with manufacturing activity at Chennai and other places.

On the other hand, Mr. Agarwal learned counsel submits that the maintenance case filed by the petitioner at Hathras was dismissed for default. It is next submitted that as the petitioner's family is influential the

respondent will face threats, if the Divorce case is transferred to Hathras.

It is however the common submission of both sides that they want to attempt Mediation for reconciliation of the matrimonial dispute.

In view of above, balancing the convenience and inconvenience, the Petition No.A-109 of 2020 titled as Mr. Punit Dilip Kakri versus Mrs. Sadhvi Punit Kakri, is ordered to be transferred from the Ld. Family Court No.4, Mumbai at Bandra to the Court of the Ld. Principal Judge, Family Court, Hathras, Uttar Pradesh. However, before proceeding to adjudicate the Divorce case on merits, the Transferee Court will facilitate Mediation between the parties. It is ordered accordingly.

Let the record of the case be transferred without delay.

The Transfer Petition is allowed in the aforesaid terms.

.....J.
(HRISHIKESH ROY)

New Delhi,
Dated: August 25, 2020.

ITEM NO.4 Court 8 (Video Conferencing) 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). 916/2020

SADHVI PUNIT KAKRI

Petitioner(s)

VERSUS

PUNIT DILIP KAKRI

Respondent(s)

(IA No. 54066/2020 - STAY APPLICATION)

Date : 25-08-2020 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. Dushyant Parashar, AOR

For Respondent(s) Mr. Gaurav Agarwal, Adv.
Mr. Abhishek Sharma, AOR

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.

(GEETA AHUJA)
COURT MASTER (SH)

(DIPTI KHURANA)
COURT MASTER (NSH)

(Signed Order is placed on the file)