



WEB COPY

TR CMP. No.1067 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-06-2026

CORAM

THE HON'BLE MR.JUSTICE P.B. BALAJI

**TR.CMP. No.1067 of 2025
and CMP. No.24041 of 2025**

J.Geetha

..Petitioner(s)

Vs

J.Gopinath

..Respondent(s)

PRAYER: This Transfer Civil Miscellaneous Petition is filed under Section 24 of the CPC, to withdraw the proceedings in H.M.O.P. No.586 of 2024 on the file of the Subordinate Judge at Poonamallee and transfer the same to the file of the Sub-Court, Kanchipuram, Kanchipuram District.

For Petitioner(s): Mr.K.G.Senthilkumar

For Respondent(s): Mr.V.R.Appaswamee

ORDER

The petitioner/wife seeks transfer of proceedings from the file of Sub Court, Poonamallee to the file of Sub Court, Kanchipuram, Kanchipuram District.

2. The grievance of the petitioner is that the distance required to be travelled by her, one way is more than 80 kms and it will not be practically



possible for the petitioner to travel up and down on the same day.

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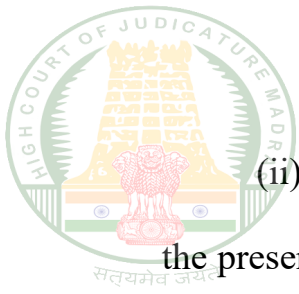
3. The learned counsel for the respondent would fairly submit that the distance and prejudice expressed by the petitioner/wife is no doubt acceptable but that cannot be a sole ground to entertain the transfer application, when the petitioner is able bodied and only 28 years old.

4. I have carefully considered the submissions advanced by the learned counsel on either side.

5. Admittedly, the transfer which is now sought for is to the Sub Court, Kanchipuram, where the presence of the parties is not mandatory and therefore, no serious prejudice would be caused to the respondent/husband, if the transfer request of the petitioner/wife is acceded to.

6. In the light of the above, the Transfer Miscellaneous Petition is **allowed** with the following directions:-

(i) HMOP. No.586 of 2024 on the file of the Sub Court, Poonamallee is withdrawn and transferred to the file of Sub Court, Kanchipuram.



(ii) The Principal Sub Court, Kanchipuram shall not ordinarily insist on the presence both the petitioner and the respondent, except where their presence would be absolutely necessary for the purposes of their examination.

(iii) The learned counsel for the respondent seeks expediting the proceedings before the Sub Court, Kanchipuram. Considering that the OP was filed way back in October 2024, in the light of the above, the learned Sub Judge, Kanchipuram, is directed to ensure that the pleadings are complete within a period of four (4) weeks from the date of receipt of the papers in the HMOP. No.586 of 2024 from the file of Sub Court, Poonamallee and thereafter, endeavour to expedite trial and dispose of the matter on merits and in accordance with law, by 31.03.2027. Consequently, connected Miscellaneous Petition is closed. No costs.

30-06-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

RKP

To

- 1.The Subordinate Judge, Poonamallee.
- 2.The Sub Judge, Kanchipuram.



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P.B.BALAJI J.

RKP

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