



HIGH COURT OF UTTARAKHAND AT NAINITAL

Civil Transfer Application (U/s 24) No. 23 of 2024

Dated : 29th July, 2026

Smt. Meena ----- --Applicant

Versus

Dinesh Kumar Bhatt -----Respondent

Presence:-

Mr. Ghanshyam Joshi and Mr. Rajesh Sharma, learned counsel for the applicant.

Mr. Neeraj Garg, learned counsel for the respondent.

1. Heard learned counsel for the applicant and learned counsel for the respondent.
2. This C24 application has been filed with the prayer to transfer the Original Suit No.1328 of 2023, “Dinesh Kumar Bhatt vs. Smt. Meena”, under Section 13(1)(i-a) of the Hindu Marriage Act, 1955 and Original Suit No.959 of 2023, “Dinesh Kumar Bhatt and Others vs. Smt. Meena”, for permanent injunction under Section 7(1)(d) of the Family Courts Act, 1984 from Family Court, Dehradun to Judge, Family Court, Almora Camp, Ranikhet.
3. Learned counsel for the applicant submits that the marriage of the applicant and respondent was solemnized on 23.10.2022; that soon after the marriage, the respondent and his family members started abusing the applicant and ousted her from the matrimonial home; that the respondent never made any attempt to bring the applicant back to matrimonial home; that the respondent is a lawyer by profession and is earning a handsome income; that the applicant has no source of income, therefore, it is difficult for her to survive with limited resources; that the applicant has also



filed a Misc. Criminal Case No.78 of 2023, under the Domestic Violence Act, before the Judicial Magistrate Bhikiyasen, Almora for interim maintenance, which is still pending; that in the month of March, 2024 the applicant received summons from Principal Judge, Family Court, Dehradun, then she came to know that the respondent has filed the Original Suit No.1328 of 2023, “Dinesh Kumar Bhatt vs. Smt. Meena”, under Section 13(1)(i-a) of the Hindu Marriage Act, 1955 & Original Suit No.959 of 2023, “Dinesh Kumar Bhatt and Others vs. Smt. Meena”, for permanent injunction under Section 7(1)(d) of the Family Courts Act, 1984; that the applicant is residing with her mother at Almora and is fully dependent upon her and has no source of income so as to cover the long distance to Dehradun from Almora, where the above original suits are pending and that the respondent has filed the above Original Suits only for oblique intention.

4. Learned counsel appearing for the respondent has filed objections to the transfer application, and has denied the facts of the application. In the Transfer Application, an interim order was passed on 05.04.2024 and the Transfer Application is pending for the last two years and, as such, learned counsel for the respondent submits that in case the Transfer Application is decided by this Court then directions may be issued for early disposal of the above suits, as expeditiously within a period of six months or in stipulate time frame.
5. In view of the fact that applicant is dependent upon



2026:UHC:6576

her parents and has no source of income and is facing undue hardship, the instant C24 application is allowed. The Original Suit No.1328 of 2023, “Dinesh Kumar Bhatt vs. Smt. Meena”, under Section 13(1)(i-a) of the Hindu Marriage Act, 1955 & Original Suit No.959 of 2023, “Dinesh Kumar Bhatt and Others vs. Smt. Meena”, for permanent injunction under Section 7(1)(d) of the Family Courts Act, 1984 are directed to be transferred to Family Court, Almora camp, Ranikhet. The learned Court is directed to hear and decide the case as expeditiously as possible preferably within a period of six months.

6. As a sequel thereto, the miscellaneous application, if any, shall also stands disposed of.
7. Let a copy of this order be sent to the court concerned for compliance.

(Subhash Upadhyay, J.)

29.07.2026

Kaushal