

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.BHAVADASAN

TUESDAY, THE 6TH DAY OF JANUARY 2015/16TH POUSHA, 19361

Tr.P(C).No. 436 of 2014

OP(HMA) 66/2014 of FAMILY COURT, KOTTAYAM * CORRECTED
*** OP (HMA) NO.66/2014 OF FAMILY COURT, ETTUMANNUR IS CORRECTED AS**
OP (HMA)NO.661/2014 VIDE ORDER DATED 17/12/2014 IN IA.NO.3082/2014

PETITIONER(S):

SAJINIMOL GOPI, AGED 29 YEARS
D/O.GOPI T.K., MAYLAMMOOTIL HOUSE,
MANJADI P.O. THIRUVALLA
PATHANAMTHITTA DISTRICT
(PRESENTLY RESIDING AT MYLAMMOOTIL HOUSE
CHEMBAKKARA, KARUKACHAL, CHANGANASSERY.

BY ADV. SRI.K.N.RADHAKRISHNAN (THIRUVALLA)

RESPONDENT(S):

JAYESH S., AGED 29 YEARS
S/O.SASIDHARAN M.K.NAIR, PANTHAMACKAL HOUSE
KOOTHRAPALLI P., KARUKACHAL, CHANGANASSERY TALUK
KOTTAYAM DISTRICT-686540.

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 06-01-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

PJ

Tr.P(C).No. 436 of 2014

APPENDIX

PETITIONERS' ANNEXURE

**ANNEXURE 1: PHOTOCOPY OF THE OP (HMA)NO.66 OF 2014 (CORRECTED) OF THE
FAMILY COURT, KOTTAYAM DATED 11/6/4.**

RESPONDENTS ANNEXURE

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

P. BHAVADASAN, J.

Tr.P.(C). No. 436 of 2014

Dated this the 6th day of January, 2015.

ORDER

This is a petition filed under Section 24 of the Code of Civil Procedure seeking transfer of O.P. (HMA). 661 of 2014 from Family Court, Kottayam to Family Court, Thiruvalla to be tried along with M.C. No. 45 of 2014 pending before the latter court.

2. The marital relationship between the petitioner and the respondent ran into rough weather and both initiated legal proceedings. The petitioner instituted M.C. No. 45 of 2014 before the Family Court, Thiruvalla. The respondent instituted O.P. (HMA) 661 of 2014 before Family Court, Kottayam for restitution of conjugal rights.

3. The petitioner points out that she finds it difficult to go over to Kottayam to attend the court on all posting dates. According to her, there is nobody to

accompany her and she is in financial difficulties. It is also pointed out that there is already a proceedings pending before Family Court, Thiruvalla and in that case the respondent has to appear and therefore, no additional burden will be caused to the respondent if the matter is transferred to Family Court, Thiruvalla.

4. Though notice was served on the respondent, there is no appearance.

In the result, this petition is allowed, and O.P.(HMA) 661 of 2014 pending before the Family Court, Kottayam shall stand transferred to Family Court, Thiruvalla to be tried along with M.C. 45 of 2014.

P. BHAVADASAN,
JUDGE

sb.