

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.08.2015

CORAM

THE HONOURABLE THIRU JUSTICE D.HARIPARANTHAMAN

Tr.C.M.P.No.263 of 2014 &
M.P.No.1 of 2014

S.Umme Salma

... Petitioner

v.

Syed Shabeer

... Respondent

Tr.C.M.P. filed under section 24 of C.P.C., to withdraw O.S.No.1066 of 2011 on the file of the District Munsif Court, Trichirapalli and transfer the same to District Munsif Namakkal.

For Petitioner : Mr.D.Shivakumar
For Respondent : Mr.C.Sivakumar

O R D E R

The petitioner is the wife of the respondent. The respondent-husband filed O.S.No.1066 of 2011 on the file of the District Munsif Court, Trichirapalli to declare the marriage between the petitioner and the respondent as null and void.

2. Heard both sides.

3. Learned counsel for the respondent strenuously objected for transferring O.S.No.1066 of 2011 on the file of the District Munsif Court, Trichirapalli to the file of District Munsif Court, Namakkal stating that since the mother of the petitioner is a Councilor, there is a threat to his life.

4. It is well settled law that in the matrimonial dispute, preference should be given to the wife, with respect to the place of hearing, I am not inclined to accept the contention of the learned counsel for the respondent. If the petitioner is facing threat to his life, he can seek appropriate remedy.

5. In these circumstances, I direct for withdrawal of O.S.No.1066 of 2011 on the file of the District Munsif Court, Trichirapalli and to transfer the same to the file of District Munsif Court, Namakkal.

The Transfer C.M.P is allowed accordingly. No costs.
Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

True Copy

Sub Assistant Registrar

Rj

To

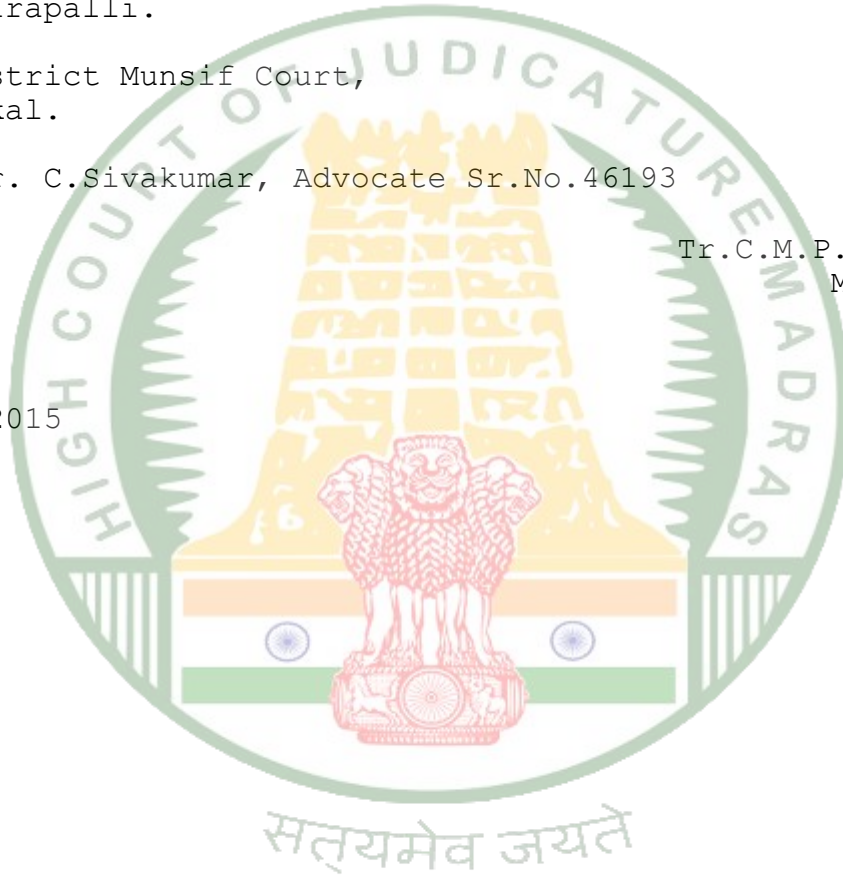
1. The District Munsif Court,
Trichirapalli.

2. The District Munsif Court,
Namakkal.

1 cc to Mr. C.Sivakumar, Advocate Sr.No.46193

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