

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.09.2015

CORAM

THE HONOURABLE THIRU JUSTICE D.HARIPARANTHAMAN

Tr.C.M.P.No.385 of 2014

&

M.P.No.1 of 2014

S.S.Nalina

...Petitioner

v.

Hariharan

...Respondent

Tr.C.M.P. filed under section 24 of C.P.C., to withdraw the case in H.M.O.P.No.25 of 2013 on the file of Sub-Court, Kuzhithurai, Kanyakumari District and transfer the same to the file of the Family Court, Salem.

For Petitioner : Mr.S.Venkidusamy

For Respondent : No appearance

O R D E R

The petitioner is the wife of the respondent. The respondent filed H.M.O.P.No.25 of 2013 on the file of Sub-Court, Kuzhithurai, Kanyakumari District for divorce.

2. The petitioner has filed the above Transfer C.M.P. to withdraw H.M.O.P.No.25 of 2013 from the file of Sub-Court, Kuzhithurai and transfer the same to the file of the Family Court, Salem.

3. Though notice was served on the respondent, he has not chosen to appear.

4. In view of section 19(iii-a) of the Hindu Marriage Act, H.M.O.P. may be tried at the place where the wife resides.

5. In these circumstances, I direct for withdrawal of H.M.O.P.No.25 of 2013 from the file of Sub-Court, Kuzhithurai and transfer the same to the file of Family Court, Salem.

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

Sd/-
Assistant Registrar (CS-III)

//True Copy//

Sub Assistant Registrar

svki

To

1. The Sub Judge,
Kuzhithurai,
Kanniyakumari District.

2. The Judge,
Family Court, Salem.

GJ (CO)
PSI (23.09.2015)

Tr.C.M.P.No.385 of 2014



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