

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.09.2015

CORAM

THE HONOURABLE THIRU JUSTICE **D.HARIPARANTHAMAN**

Tr.C.M.P.No.552 of 2014 &

M.P.No.1 of 2014

Mrs.Merlin

... Petitioner

v.

Mr.Sankar

... Respondent

Tr.C.M.P. filed under section 24 of C.P.C., to transfer the above said IDOP No.235 of 2014 on the file of District Judge, Kanyakumari, at Nagercoil to the Family Court at Chennai.

For Petitioner : Mr.B.Divakaran

For Respondent : Mr.R.Vinod Jaivimal

ORDER

The petitioner is the wife of the respondent. The respondent filed IDOP No.235 of 2014 on the file of District Judge, Kanyakumari District at Nagercoil, for divorce.

2. The petitioner has filed the above Transfer C.M.P. to withdraw I.D.O.P.No.235 of 2014 from the file of District Judge, Kanyakumari District at Nagercoil, and to transfer the same to the file of Family Court, Chennai, since she resides within the jurisdiction of Family Court, Chennai.

3. It is well settled that in Matrimonial disputes, the preference would be given to wife in the place of hearing.

4. Considering the same, I.D.O.P. may be tried at the place where the wife resides.

5. In these circumstances, I direct for withdrawal of I.D.O.P.No.235 of 2014 from the file of District Court, Kanyakumari at Nagercoil and to transfer the same to the file of Family Court, Chennai.

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

07.09.2015

Index : Yes/No

arr

To

1. The District Judge, Kanyakumari, Nagercoil .
2. The Family Court, Chennai.

D.HARIPARANTHAMAN,J.

arr

Tr.C.M.P.No.552 of 2015

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