

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.09.2015

CORAM

THE HONOURABLE THIRU JUSTICE D.HARIPARANTHAMAN

Tr.C.M.P.No.672 of 2014 &
M.P.No.1 of 2014

Bhuvana

... Petitioner

v.

C.Kalaiyarasan

... Respondent

Tr.C.M.P. filed under section 24 of C.P.C., to withdraw the petition in H.M.O.P.No.6 of 2013 from the file of Subordinate Court, Chidambaram and transfer the same to the file of the Subordinate Court at Thiruvavarur, Thiruvavarur District.

For Petitioner : Mr.S.M.K.Raja

For Respondent : Mr.S.T.Raja
for M/s.Om Sai Ram Asso.

ORDER

The petitioner is the wife of the respondent. She has filed the above Transfer C.M.P. to withdraw H.M.O.P.No.6 of 2013 from the file of Subordinate Court, Chidambaram and transfer the same to the file of Subordinate Court at Thiruvavarur, Thiruvavarur District.

2. Learned counsel for the respondent strenuously objected for transferring H.M.O.P.No.6 of 2013 from Chidambaram to Thiruvavarur stating that the father of the petitioner is serving as Sub Inspector of Police in Thiruvavarur District.

3. In my considered view, the husband cannot resist the transfer petition on the ground that the father of the petitioner-wife is serving as Sub Inspector of Police in Thiruvavarur District.

4. Taking note of section 19(iii-a) of the Hindu Marriage Act and also 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 inclined to transfer H.M.O.P.No.6 of 2013 filed by the husband from Chidambaram to Thiruvavarur

5. Accordingly, a direction is issued to transfer H.M.O.P.No.6 of 2013 from the file of Subordinate Court, Chidambaram and transfer the same to the file of Subordinate Court at Thiruvarur, Thiruvarur District Chidambaram.

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

Sd/-
Asst.Registrar (LA)

/true copy/

Sub Asst. Registrar

Rj

To

1. The Subordinate Court,
Chidambaram

2.The Subordinate Court,
Thiruvarur,
Thiruvarur District.

+1 cc to Mr.S.T.Raja, Advocate, sr.50429

+1 cc to Mr.R.Thamaraiselvam, Advocate, sr.50882

Tr.C.M.P.No.672 of 2014 &
M.P.No.1 of 2014

nm co
kra 29/09

सत्यमेव जयते

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