

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.03.2015

CORAM

THE HONOURABLE MR. JUSTICE N. KIRUBAKARAN

Tr.C.M.P. No. 199 of 2015

&

M.P. No. 1 of 2015

J. Meenakshi @ Abhi

..Petitioner/Respondent

Vs.

M. Ramesh Shivaa

...Respondent/Peetitioner

Prayer: Petition filed under Section 24 of CPC to transfer O.P. No. 2484 of 2014 on the file of II Additional Family Court, Chennai to Additional Family Court, Coimbatore.

For Petitioner :: Mr.S. Palanivelayutham

For Respondent :: Mr.S. Namasivayam

O R D E R

The wife has come before this Court seeking transfer of O.P. No. 2484 of 2014 filed by the respondent/husband for divorce before the II Additional Family Court, Chennai to the file of Additional Family court, Coimbatore where M.C.No. 136 of 2014 filed by the petitioner seeking maintenance is pending.

2. When the matter is called, the petitioner along with her parents and the respondent are present. Both the parties expressed their intention not to live together and they categorically stated that they seek divorce as per the settlement/separation agreement dated 08.01.2014 entered into between them. A joint memo of compromise dated 30.03.2015 is also filed, signed by both the parties and countersigned by the respective counsel, seeking divorce by mutual consent.

3. In view of the above development, no useful purpose will be served by keeping the divorce petition filed by the respondent/husband in O.P. No. 2484 of 2014 before the II Additional Family Court, Chennai and the maintenance case filed by the wife in

M.C. No. 136 of 2014 before the Additional Family Court, Coimbatore, pending. Considering their young age and also irretrievable breaking up of marriage, this Court grants a decree of divorce dissolving the marriage between the petitioner and the respondent which was solemnized on 29.09.2013. By this order, the divorce petition filed by the respondent in O.P. No. 2484 of 2014 on the file of II Additional Family Court, Chennai is ordered and the maintenance case in M.C.No. 136 of 2014 filed by the petitioner before the Additional Family Court, Coimbatore, is dismissed. The joint memo of compromise shall form part of the decree. The transfer C.M.P. is disposed of with the above directions. No costs. Connected M.P. is closed.

(xerox copy of memo of compromise is enclosed herewith)

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

nv

To

1.The II Addl. Family Court, Chennai.

2.The Additional Family Court,
Coimbatore.

3 cc to Mr. S. Palanivelayutham, Advocate, SR.No.18173

2 cc to Mr. S. Namasivayam, Advocate, SR.No.18025

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ad(co)

pmk.6.4.2015

सत्यमेव जयते

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