

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.04.2016

CORAM

THE HONOURABLE MS. JUSTICE R.MALA

Cr1.O.P.No.13175 of 2015
and M.P.No.1 of 2015
and

Tr.C.M.P.No.239 of 2015
and M.P.No.1 of 2015

Cr1.O.P.No.13175 of 2015

Aleem Basha

... Petitioner

Vs

1.Smt.M.Faaiza Samreen
2.Minor A.Md.Azeem

... Respondents

Criminal Original Petition filed under Section 482 Cr.P.C. seeking a direction to withdraw M.C.No.4 of 2015 pending on the file of the learned Principal District Munsiff-cum-Judicial Magistrate, Vaniyambadi and transfer the same to the learned Family Court, Chennai for joint trial with O.S.No.45 of 2015 pending on the file of the learned III Additional Family Court at Chennai.

For Petitioner : Mr.A.Rajeshkanna

For Respondents : Ms.K.Jenitha

Tr.C.M.P.No.239 of 2015

M.Faaiza Samreen

.. Petitioner/Defendant

Vs.

Aleem Basha

.. Respondent/Plaintiff

Transfer Civil Miscellaneous Petition is filed under Section 24 of the Code of Civil Procedure to withdraw O.S.No.45 of 2015 pending on the file of the Family Court at Chennai and

to transfer the same to the file of the Hon'ble Principal District Munsif cum Judicial Magistrate Court at Vaniyambadi or any competent Court at Vellore District.

For Petitioner : Ms.K.Jenitha

For Respondent : Mr.C.V.Kumar

COMMON ORDER

Today both the spouses along with their respective counsel are present before this Court and they would submit that they joined together and do not want to pursue the proceedings in M.C.No.4 of 2015 pending on the file of the learned Principal District Munsif-cum-Judicial Magistrate, Vaniyambadi and also the proceedings in O.S.No.45 of 2015 pending on the file of III Additional Family Court, Chennai.

2. Recording the said submissions, the Criminal Original Petition is dismissed and the Transfer Civil Miscellaneous Petition is also dismissed. It is left open to the parties to file appropriate application before the concerned Courts for withdrawal of M.C.No.4 of 2015 and O.S.No.45 of 2015. Consequently, connected miscellaneous petitions are closed. No costs.

Sd/-

Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

vsm

To

1.The Principal District Munsiff-cum-Judicial Magistrate,
Vaniyambadi

2.The Presiding Officer,
III Additional Family Court, Chennai

+1 cc to Mr.C.V.Kumar, Advocate, sr.27096

CrI.O.P.No.13175 of 2015
and Tr.C.M.P.No.239 of 2015

ug co

kra 29.04.2016