

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.10.2016

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

Transfer CMP No.860 of 2015 and

MP.No.1 of 2015

M.Priya

...Petitioner

versus

S.Anburaj

...Respondent

PRAYER: Tr.C.M.P. filed under section 24 of C.P.C., to withdraw the proceedings pending before the Principal District Court, Vellore in I.D.O.P.No.5 of 2015 and transfer the same to the Principal District Court, Thiruvallur, to be tried along with I.D.O.P.No.159 of 2014.

For Petitioner :M.J.Antonu Jesus

For Respondent :Mr.N.Manokaran

O R D E R

The petitioner filed I.D.O.P.No.159 of 2014, before the Principal District Court, Tiruvallur. The respondent filed a Petition in I.D.O.P.No.5 of 2015, before the Principal District Court, Vellore, praying for a decree under section 32 of the Divorce Act, 1869. The prayer now is to withdraw the proceedings from the file of the Principal District Court, Vellore and transfer the same to the file of Principal District Court, Tiruvallur.

2.Heard the learned counsel appearing for the petitioner and the learned counsel for the respondent.

3.There are two matrimonial proceedings pending before two different Courts. I am, of the view that the Transfer Petition deserves to be allowed, so as to

enable one of these two Courts to dispose of the proceedings.

4.The proceedings in I.D.O.P.No.5 of 2015, is withdrawn from the file of Principal District Court, Vellore and is transferred to the file of Principal District Court, Tiruvallur, for disposal along with I.D.O.P.No.159 of 2014, on merits.

The Transfer CMP is allowed as indicated above. No costs. Consequently, connected miscellaneous petition is closed.

Sd/
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1.The Principal District Judge, Vellore.

2.The Principal District Judge, Thiruvallur.

+1cc to M/s.J.Antony Jesus, Advocate SR.No.58381

SDR 12.11.2016

Transfer CMP No.860 of 2015

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