

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.10.2017

CORAM :

THE HONOURABLE Mrs. JUSTICE PUSHPA SATHYANARAYANA

Tr.C.M.P. No.558 of 2017
and
C.M.P.No.11526 of 2017

G.Vishalakshi

... Petitioner

Vs.

P. Ananda Senthil Kumar

... Respondent

Prayer:- Petition has been filed under Section 24 of C.P.C.praying to withdraw the H.M.O.P.No.152 of 2017 from the file of the Principal Subordinate Judge, Tirupur and transfer the same to the file of Family Court, Coimbatore.

For Petitioner : Mr.R.Bharath Kumar
For Respondent : Mr.A.V.Raja

O R D E R

The wife in a matrimonial proceedings has filed the above transfer Civil Miscellaneous Petition seeking to withdraw the H.M.O.P.No.152 of 2017 pending on the file of the Principal Subordinate Court, Tirupur and transfer the same to the file of Family Court, Coimbatore. The husband had filed the above H.M.O.P.No.152 of 2017 under Section 9 of Hindu Marriage Act for restitution of conjugal rights.

2. Heard the learned counsel appearing for the petitioner and the learned counsel appearing for the respondent and perused the materials available on record.

3. It is stated in the affidavit by the petitioner that she is employed in Coimbatore and that the child is studying in Coimbatore and they are living with her parents. For the above said reasons, the petitioner has expressed her difficulty to attend the hearing of the above H.M.O.P. pending before the Sub Court, Tirupur.

4. The learned counsel appearing for the respondent/husband has got no serious objection for the said transfer.

5. Considering the submission made by the learned counsel for the petitioner and as the respondent has got no objection in transferring the petition to the Family Court, Coimbatore, this Tr.C.M.P is allowed and H.M.O.P.No.152 of 2017, pending on the file of the Principal Subordinate Court, Tirupur shall stand withdrawn and transferred to the file of Family Court, Coimbatore. No costs. Consequently, connected miscellaneous petition is closed.

s/d-
Assistant Registrar(CS-III)

True Copy

Sub-Assistant Registrar

srn/rsi

To

1. The Principal Subordinate Judge,
Tirupur

2. The Judge
Family Court,
Coimbatore

+1 Cc to Mr.R. Bharath Kumar, Advocate sr 71266.

Tr.C.M.P. No.558 of 2017
and
C.M.P.No.11526 of 2017

RJ(CO)
sp(31/10/2017)

सत्यमेव जयते

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