



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED 14.06.2017

CORAM

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

WEB COPY

TR.C.M.P (MD) No.181 of 2017
and
C.M.P (MD) No.4083 of 2017

Vijayalakshmi .. Petitioner/Respondent

vs.

Elangovan .. Respondent/Petitioner

Prayer: Transfer Civil Miscellaneous Petition filed under Section 24 of the Civil Procedure Code, praying this Court to withdraw the case in H.M.O.P.No.90 of 2016, on the file of Family Court, Villupuram and transfer the same to the file of Principal Subordinate Court, Trichy.

For Petitioner : M/s.K.M.Karunakaran

For Respondent : M/s.R.Karunanidhi

ORDER

The wife who is the respondent in H.M.O.P.No.90 of 2016 filed by the husband seeking divorce on the ground of cruelty, is the Petitioner. She seeks transfer of H.M.O.P.No.90 of 2016, from the file of Family Court, Villupuram to Family Court at Trichy.

2.The main ground on which transfer is sought for is the convenience of the wife, who claims to be residing with her father at Trichy. Even in the Original Petition namely, H.M.O.P.No.90 of 2016, the wife is shown to be a resident of Trichy.

3.The learned counsel for the respondent/husband would resist the Transfer Petition contending that the husband is employed in Railway Police. Therefore, it will be very difficult for him to get leave often to attend Family Court at Trichy. Even if the proceedings are at Villupuram, it is necessary for him to apply for leave to attend the Family Court at Villupuram.

4.Considering the said fact and the convenience of the wife, this Transfer Civil Miscellaneous Petition is allowed and the case in H.M.O.P.No.20 of 2016 is withdrawn from the file of Family Court, Villupuram and transferred to the file of Family



Court, Trichy. The Family Court, Trichy is directed to despatch the records to Family Court, Villupuram, within a period of two weeks from the date of receipt of copy of this order. Consequently, connected Miscellaneous Petition is closed. No costs.

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/True copy/

sd/-

Assistant Registrar(A.S)

Sub Assistant Registrar

To

1.The Judge,
Family Court,
Villupuram.

2.The Judge,
Family Court,
Trichy.

+1cc to Mr.R.Karunandhini,Advocate,SR.60049

+1cc to Mr.K.M.Karunakaran,Advocate,SR.60081

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VSN

KK/KP/SAR/23.06.2017/2P-5C