



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED 28.06.2017

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

TR.C.M.P (MD) No.96 of 2017
and
C.M.P (MD) No.2334 of 2017

Chinthamani

.. Petitioner/Petitioner

vs.

C.Palanichamy

.. Respondent/Respondent

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.322 of 2015 pending on the file of Principal Sub-Court, Thoothukudi and transfer the same to Principal Sub-Court, Dindigul, for disposal of the same on merits and in accordance with law.

For Petitioner	: M/s.P.AlliRaja
For Respondent	: Ms.R.G.Bharathy for M/s.S.Muthumalai Raja

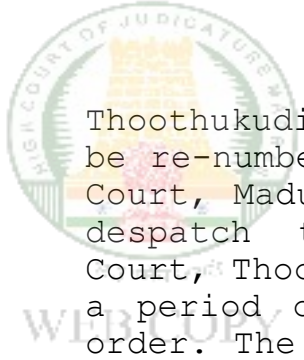
ORDER

The wife, who is the respondent in H.M.O.P.No.322 of 2015, on the file of Principal Sub-Court, Thoothukudi(now transferred to Sub-Court, Tiruchendur), is the Petitioner. She seeks transfer solely on the ground of convenience.

2.Though in all the records, the wife is shown to be a resident of Maravamadurai, Ponnamaravathi Taluk in Pudukkottai District, she claims that she is now residing in Nilakkottai in Dindigul District. The transfer is sought for to Sub-Court, Dindigul.

3.The learned counsel appearing for the respondent/husband expresses serious concern about the safety of the husband, if he goes to Dindigul, since according to him, the brother of the Petitioner/wife, one Chandran, is an influential person.

4.Hence, considering the convenience of both the parties, this Transfer Civil Miscellaneous Petition is allowed and the Petition in H.M.O.P.No.322 of 2015 is withdrawn from the file of Sub-Court,



Thoothukudi (now transferred to Sub-Court, Thiruchendur and yet to be re-numbered) and transferred to the file of III Additional Sub-Court, Madurai. The Subordinate Judge, Thiruchendur is directed to despatch the records in H.M.O.P.No.322 of 2015 (on the file of Sub-Court, Thoothukudi) to the III Additional Sub-Court, Madurai within a period of two weeks from the date of receipt of copy of this order. The III Additional Subordinate Judge, Madurai, on receipt of records, shall proceed with the case and dispose of the same on merits and in accordance with law. Consequently, connected Miscellaneous Petition is closed. No costs.

Sd/-
Assistant Registrar (RTI)

/True Copy/

Sub Assistant Registrar

To

1. The Subordinate Judge,
Tiruchendur.
 2. The III Additional Subordinate Judge,
Madurai.
- + 1 CC TO Mr.P.KRISHNASAMY, ADVOCATE IN SR No. 62463
+ 1 CC TO Mr.S.MUTHU MALAI RAJA, ADVOCATE IN SR No. 62438

VSN
TE/KP/SAR-III : 11/07/2017 : 2P/5C

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