

HONOURABLE Dr. JUSTICE B.SIVA SANKARA RAO

Tr.CMP No.831 of 2017

ORDER :

Heard and perused the grounds urged in the transfer petition.

The principle enunciated in T.Gayatri Devi v. Dr. Tallepaneni Sreekanth¹ and Sumita Sing Vs. Kumar Sanjay² is that the paramount consideration in transfer of matrimonial cases is the inconvenience of the wife when compared to that of the husband.

Having regard to the above, Tr.CMP is allowed. The O.P.No.613 of 2017 is withdrawn from the file of the learned Judge, Family Court, City Civil Court, Secunderabad and transferred to the file of the learned Judge, Family Court, Visakhapatnam, for disposal in accordance with law. The learned Judge, Family Court, Visakhapatnam, is directed to dispense with personal appearance of the respondent/ husband once representing through advocate unless personal appearance is required for reconciliation or for giving of evidence, as the case may be.

Consequently, miscellaneous petitions, if any, pending in this Transfer Civil Miscellaneous Petition, shall stand closed.

JUSTICE Dr. B.SIVA SANKARA RAO

Date:05.01.2018
vvr

¹ 2013 (6) ALT 42 (SC)

² AIR 2002 SC 396