

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3483 of 2017

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Priti Devi @ Puja, W/o Deepak Kumar, D/o Dilip Kumar Singh, R/o Village-
P.H.E.D. Colony, Aurangabad, Club Road, P.S.- Aurangabad Town, District-
Aurangabad.

... .. Petitioner/s

Versus

Deepak Kumar, S/o Amarjit Kumar Singh, R/o village- Sondhi, P.S.
Buniyadganj, District- Gaya.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Kumar with
Mr. Rikesh Sinha, Advocates

For the Opposite Party/s : Mr. Dhananjay Kumar Gupta, Advocate

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 17-07-2019

Heard learned counsel for the petitioner and learned
counsel for the opposite party.

2. The petitioner, who is the wife of the opposite party,
has filed the present application under Section 24 read with
Section 151 of the Code of Civil Procedure for transfer of
Matrimonial Title Suit No. 133 of 2017 filed by the opposite party
for divorce, which is pending before the Principal Judge, Family
Court, Gaya to the Court of Principal Judge, Family Court,
Aurangabad.

3. Learned counsel for the petitioner submitted that
within a few months of marriage in the year 2016, when the
petitioner had gone to Delhi to live with the opposite party, he had
started torturing her for dowry for which she filed a case at Delhi



and when she was ousted from the matrimonial home she has filed a case for maintenance at Aurangabad and in retaliation, the present suit for divorce has been filed by the opposite party at Gaya even though he is working and residing at Delhi.

4. Learned counsel for the opposite party submitted that he shall not oppose such transfer of the case from Gaya to Aurangabad.

5. In view of the aforesaid, the application is allowed. Matrimonial Title Suit No. 133 of 2017, pending before the Principal Judge, Family Court, Gaya stands transferred to the Court of Principal Judge, Family Court, Aurangabad.

6. The Principal Judge, Family Court, Gaya shall transfer the records of the case to the Principal Judge, Family Court, Aurangabad within two weeks from the date of production of a copy of this order before him. Upon the records being received by the Principal Judge, Family Court, Aurangabad, a new number shall be given and the case shall proceed in accordance with law.

(Ahsanuddin Amanullah, J)

Anjani/-

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