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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 18.11.2019

CORAM

THE HONOURABLE MS. JUSTICE P.T.ASHA

Tr.C.M.P.(MD)No.406 of 2019

S.Raja .. Petitioner/Petitioner

Vs.

Radhika .. Respondent/Respondent

Prayer : Petition is filed under Section 24 of Civil Procedure Code, to withdraw H.M.O.P.No.107 of 2018 pending on the file of the Sub Court, Theni and to transfer the same to Family Court, Madurai.

For Petitioner : Mr.M.Senthilkumar

For Respondent : Mr.A.Soundararaj

ORDER

The above Transfer Civil Miscellaneous Petition has been filed seeking to withdraw H.M.O.P.No.107 of 2019 filed by the petitioner, for divorce, on the file of the Subordinate Court, Theni, to the file of the Family Court, Madurai.

2.The learned counsel for the respondent, on instructions, submitted that he has no objection to the transfer, as sought for by the petitioner in the present transfer civil miscellaneous petition.

3.Considering the fact that the respondent has no objection to transfer the petition, the petition in H.M.O.P.No.107 of 2019 is ordered to be withdrawn and transferred from the file of the Subordinate Court, Theni, to the file of Family Court, Madurai. The learned Subordinate Judge, Theni, is directed to transmit the entire records in H.M.O.P.No.107 of 2019 to the Family Court, Madurai. The learned Family Judge, Madurai, is directed to conduct trial in

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H.M.O.P.No.107 of 2019 and dispose of the same on merits and in accordance with law.

4.This Transfer Civil Miscellaneous Petition is allowed accordingly. No costs.

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Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar(CS)

Mrn

To

1.The Subordinate Judge, Theni.

2.The Judge, Family Court, Madurai.

+1 CC to M/s.M.SENTHIL KUMAR, Advocate (SR-99210[F] dated 18/11/2019

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JMN(18.12.2019) 2P : 4C

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