



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated :05.06.2020

CORAM

THE HONOURABLE MRS. JUSTICE R. THARANI

Tr.C.M.P. (MD)No.130 of 2020

and

C.M.P. (MD)No.2594 of 2020

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T.Poongavanam @ T.Suganya

.. Petitioner

Vs.

P.Maruthupandian

.. Respondent

Prayer: This Transfer Civil Miscellaneous Petition is filed under Section 24 of the Civil Procedure Code, to withdraw the H.M.O.P.No.259 of 2019 pending before the learned III Additional Sub Judge, Madurai and transfer the same to Sub Court, Aruppukottai or any competent Court.

For Petitioner

: Mr.P.Muthu Vijaya Pandian

For Respondent

: No Appearance

ORDER

The above Transfer Civil Miscellaneous petition has been filed by the wife seeking for transfer of H.M.O.P.No.259 of 2019 on the file of the learned III Additional Subordinate Judge, Madurai, to the Sub Court, Aruppukottai or any competent Court.

2.On the side of the petitioner, it is stated that the petitioner is having a seven months old baby and she is now residing with her parents at Kalkurichi, Aruppukottai taluk and that it is very difficult for her to attend the Court at Madurai and prays the case in H.M.O.P.No.259 of 2019 on the file of the learned III Additional Sub Judge, Madurai to be transferred to the file of the Sub Court, Aruppukottai.

3.Though the respondent was served with notice and his name was printed in the cause list, none appears for the respondent.

4.A perusal of the copy of the petition in H.M.O.P.No.259 of 2019 reveals that the wife is residing at Kalkurichi, Aruppukottai taluk. Hence, H.M.O.P.No.259 of 2019 is hereby withdrawn from the file of the III Additional Sub Court, Madurai, and is transferred to the Sub Court, Aruppukottai. The learned III Additional Sub Judge, Madurai, is directed to transmit the entire records in H.M.O.P.No.259 of 2019 to the Sub Court, Aruppukottai. The learned Sub Judge, Aruppukottai, is hereby directed to issue notice to the respondent, after the case is renumbered.



5. With the above direction, this Transfer Civil Miscellaneous Petition is allowed. No Costs. Consequently, connected miscellaneous petition is closed.

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Sd/-

Assistant Registrar (crl.side)

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

MRN

To

1. The III Additional Sub Judge, Madurai.
2. The Sub Judge, Aruppukottai.

Tr.C.M.P. (MD) No.130 of 2020
05.06.2020

KB (24.06.2020) 2P 3C