



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.11.2020

CORAM

THE HON'BLE MR.JUSTICE R.MAHADEVAN

Tr.C.M.P (MD)No.167 of 2020

and

C.M.P (MD) No.3118 of 2020

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P.Kanyakumari

... Petitioner/Respondent

-Vs-

B.Samayamuthu

... Respondent/Petitioner

Prayer: Transfer Civil Miscellaneous Petition filed under Section 24 of C.P.C., to withdraw and transfer the petition in H.M.O.P.No.134 of 2018 from the file of the Sub Court, Ramanathapuram to the file of the Sub Court, Virudhunagar.

For Petitioner : Mr.J.Lawrance
For Respondent : Mr.B.Senthil Kumar

O R D E R

The petitioner/wife, who is facing the proceedings for divorce at the instance of the husband in H.M.O.P.No.134 of 2018 on the file of the Sub Court, Ramanathapuram, seeks to withdraw and transfer the same to the Sub Court, Virudhunagar.

2. The learned counsel appearing for the respondent would submit that the H.M.O.P.No.134 of 2018 on the file of Sub Court, Ramanathapuram, may be transferred to the Sub Court, Paramakudi, instead of sub Court Virudhunagr.

3. The said request made by the respondent is not opposed by the learned counsel for the petitioner.

4. Considering the submissions made by both parties, this Court is inclined to transfer the H.M.O.P.No.134 of 2018 on the file of the Sub Court, Ramanathapuram to the Sub Court, Paramakudi.

5. Accordingly, this Transfer Civil Miscellaneous Petition stands disposed of. The learned Subordinate Judge, Sub Court, Ramanathapuram, is directed to transmit the papers to the Sub Court, Paramakudi forthwith.

6. The learned Subordinate Judge, Sub Court, Paramakudi, is directed to dispose of the proceedings in H.M.O.P.No.134 of 2018 within a period of six months from the date of receipt of the papers from the Sub Court, Ramanathapuram after due notice and opportunity



to both parties. However, there will be no order as to costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (crl.side)

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Sub Assistant Registrar(CS)

vsm

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The Subordinate Judge,
Sub Court, Ramanathapuram.

2. The Subordinate Judge,
Sub Court, Paramakudi.

3. The Record Keeper, V.R.Section, (2Copies)
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.B. SENTHIL KUMAR, Advocate (SR-23598[F] dated 02/12/2020)

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