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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated :01.06.2020

CORAM

THE HONOURABLE MRS. JUSTICE R. THARANI

Tr.C.M.P. (MD)No.165 of 2020

and

C.M.P. (MD)No.3068 of 2020

R.Karthikeyan

.. Petitioner

Vs.

P.Ezhilarasi

.. Respondent

Prayer: This Transfer Civil Miscellaneous Petition is filed under Section 24 of the Civil Procedure Code, to call for the records relating to the H.M.O.P.No.110 of 2017 pending on the file of the learned Additional Subordinate Judge, Kumbakonam and withdraw and to transfer the same to some other Court in any other District than Thanjavur.

For Petitioner

: Mr.K.Samidurai

ORDER

The above Transfer Civil Miscellaneous petition has been filed by the husband seeking for transfer of H.M.O.P.No.110 of 2017 on the file of the Additional Subordinate Court, Kumbakonam, to some other Court in any other District except Thanjavur.

2.On the side of the petitioner, it is stated that the husband/petitioner has filed a divorce petition in H.M.O.P.No.110 of 2017 which is pending before the learned Additional Subordinate Judge, Kumbakonam. The brother of the wife/respondent is a Sheristadar in the District Court, Thanjavur. Hence, the case may be transferred to some other Court in any other District except Thanjavur.

3.It is seen that the marriage took place only in Thanjavur. The wife of the petitioner is residing at Thanjavur. In the above circumstances, there is no necessity to transfer the case to any other Court. Sheristadar influencing the Court proceedings is not possible. There is no necessity to transfer the case. Anyhow the learned Sub Judge, Kumbakonam is directed to dispose the case within a period of six months from the date of receipt of a copy of this order.

4.With the above direction, this Transfer Civil Miscellaneous Petition is disposed of. No Costs.



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Tr.C.M.P.(MD)No.165 of 2020

Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (ADII)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

MRN

To

1.The Additional Sub Court, Kumbakonam.

Tr.C.M.P. (MD) No.165 of 2020
01.06.2020

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