



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated: 16.03.2020

CORAM

WEB COPY

THE HONOURABLE Mrs. JUSTICE R.THARANI

TR C.M.P (MD) No.256 of 2019

and

C.M.P. (MD) No.5917 of 2019

Sathyapriya

... Petitioner / Respondent

-Vs-

Dilli Ganesh

... Respondent / Petitioner

Prayer: Transfer Civil Miscellaneous Petition is filed under Section 24 of Civil Procedure Code, to withdraw the case in H.M.O.P.No.271 of 2019 on the file of the Sub Court, Tambaram and to transfer the same to the Sub Court, Theni.

For Petitioner : Mr.B.Jeyakumar

For Respondent : Mr.T.Chandrasekaran

O R D E R

This Transfer Civil Miscellaneous petition is filed by the petitioner / wife seeking to transfer H.M.O.P.No.271 of 2019 on the file of the Sub Court, Tambaram, to the file of the Sub Court, Theni.

2. On the side of the petitioner, it is stated that the petitioner / wife is now residing at Theni, she has not able to travel to Tambaram to attend the Court hearings. The respondent / husband has filed a petition in H.M.O.P.No.271 of 2019 on the file of the Sub Court, Tambaram, seeking for divorce and prayed the case to be transferred to Sub Court, Theni.

3. Since preference is given to the wife in family matters by the Hon'ble Apex Court, this Court is of the view that the case pending before the Sub Court, Tambaram, in H.M.O.P.No.271 of 2019 is withdrawn and is transferred to the Sub Court, Theni.

4. The Subordinate Judge, Tambaram, is directed to transmit the entire records in H.M.O.P.No.271 of 2019 to the Sub



5. The Subordinate Judge, Theni, is hereby directed to issue sufficient notice to the respondent, after the case is transferred and renumbered.

6. With the above directions, this Transfer Civil Miscellaneous Petition is allowed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AD - I)

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

Is

To

1.The Sub Court,
Theni.

2.The Sub Court,
Thambaram.

+1 CC to M/s.B.JEYAKUMAR, Advocate (SR-11972[F] dated
17/03/2020)

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CV/ (14.05.2020) 2P 4C