



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.11.2020

CORAM

THE HONOURABLE MR.JUSTICE M. GOVINDARAJ

C.R.P (MD).No.831 of 2020

Rini Happuch Jeyarenjini,
No.36/a, Janaki Narayanan Street,
S.S.Colony, Ward No.18, Madurai-16. ... Petitioner/Petitioner

Vs.

John Naveen Raj
S/o.John Rathinam, K.P.Kovil Street,
Suvalpet, Arokkonam, Vellore District. ... Respondent/ Respondent

Prayer: This Civil Revision Petition is filed under Article 227 of the Constitution of India against the return order dated 07.02.2020 made in Divorce petition in unnumbered IDOPSR.No.1537 of 2019 (CNR.TNT4050009802019) (FN.OP/1081/2019), on the file of the Family Court, Madurai.

For Petitioner ... Mr.P.M. Vishnuvarthanan

ORDER

The revision petitioner, who is the wife of the respondent, filed a petition for divorce, before the Family Court, Madurai in IDOP.SR.No.1537 of 2019 and the same was returned for rectification of certain defects on 03.12.2019, i.e., for production of Marriage Certificate.

2. It is brought to the notice of this Court that the respondent / husband filed a petition for dissolution of marriage in IDOP.No.37 of 2018, before the District Court, Vellore. It is also relevant to note that IDOP.No.37 of 2018 has been transferred pursuant to the order passed in Tr.C.M.P.No. 153 of 2019, dated 05.04.2019, from Vellore to Madurai.

3. The learned counsel appearing for the petitioner would submit that due to Pandemic Covid situation, I.D.O.P.No. 37 of 2018 has not been re-numbered by the Family Court, Madurai. From the above it is clear that solemnization of marriage between the parties is true and that the petitioner is a resident of Madurai. But, the Family Court, Madurai without numbering the IDOP filed by



the revision petitioner for divorce, returned the same on 03.12.2019 for production of proof of marriage and residence.

4. Considering the facts and circumstances of the case, a direction is given to the Family Court, Madurai, to number the IDOP SR.No.1537 of 2019, filed by the petitioner, if it is otherwise in order and proceed further.

5. With the above direction, this Civil Revision Petition is disposed of. No costs.

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

trp

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

The Judge, Family Court, Madurai.

+1 CC to M/s.P.M. VISHNUVARTHANAN, Advocate (SR-21690[F] dated 10/11/2020)

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SVN(CO)

AP(27/11/2020) 2P 3C