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Tr.C.M.P.(MD)No.518 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.01.2020

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

Tr.C.M.P. (MD)No.518 of 2019

and

C.M.P. (MD)No.11941 of 2019

Vishnu Priya ... Petitioner / Respondent
Vs.
G.Praveen Kumar ... Respondent / Petitioner

PRAYER: This Petition is filed under Section 24 of Civil Procedure Code, to withdraw the case in H.M.O.P.No.1077 of 2018 from the file of the Family Court, Madurai and transfer the same to the Sub Court, Kovilpatti.

For Petitioner : Mr.P.Vijayakumar

For Respondent : No Appearance

O R D E R

The wife, who is facing a petition for divorce in H.M.O.P.No.1077 of 2018 on the file of the Family Court at Madurai, has come with this petition for transfer of the same to the Sub Court, Kovilpatti, claiming that she is now residing with her father at Kovilpatti and it will be very difficult for her to travel to Madurai to conduct the proceedings, since her presence is required before the Family Court for every hearing.

2.The respondent, though served is not appearing either in person or through counsel, duly instructed.

3.It is seen from the returned notice that the mother of the respondent has received the Court notice and his father has received the private notice.

4.Accepting the averments made in the affidavit filed in support of this Transfer Civil Miscellaneous Petition and the fact that the petitioner is also got a male child to be looked after, this Transfer Civil Miscellaneous Petition is allowed. H.M.O.P.No.1077 of 2018 is withdrawn from the file of the Family Court, Madurai and transferred to the file of the Sub Court, Kovilpatti to be disposed of in accordance with law. The Family Court, Madurai is required to transmit the papers in H.M.O.P.No.1077

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of 2018 to the Sub Court, Kovilpatti, forthwith. However, there shall be no order as to costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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To

- 1.The Judge, Family Court, Madurai.
- 2.The Subordinate Judge, Kovilpatti.

+1 CC to M/s.P.VIJAYAKUMAR, Advocate (SR-1173[F] dated 09/01/2020)

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SMA/28/01/2020/2P/4C