



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :23.04.2021

CORAM:

THE HONOURABLE MR.JUSTICE A.A.NAKKIRAN

Tr.C.M.P. (MD) No.108 of 2021

and C.M.P. (MD)No.2251 of 2021

WEB COPY

S.Surya Prabha

... Petitioner/Respondent

-vs-

S.Venkatesan

... Respondent/Petitioner

PRAYER: Transfer Civil Miscellaneous Petition is filed under Section 24 of the Code of Civil Procedure, to withdraw the case in H.M.O.P.No.183 of 2019 on the file of the Family Court, Sivagangai District Court to transfer the same to the Family Court, Madurai, Madurai District.

For Petitioner : Mr.M.Mahendran

For Respondent : No appearance

O R D E R

The present Transfer Civil Miscellaneous Petition is filed to withdraw H.M.O.P.No.183 of 2019 on the file of the Family Court, Sivagangai District Court and transfer the same to the Family Court, Madurai, Madurai District.

2.The respondent/husband has filed H.M.O.P.No.183 of 2019 before the Family Court, Sivagangai District for dissolution of marriage.

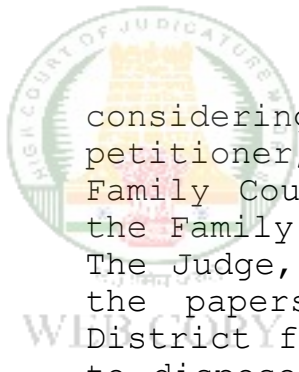
3. The learned counsel for the petitioner/wife submitted that the petitioner is living with her mother's house at Madurai and the distance between Madurai and Sivagangai is about 70 kms. In such circumstances, it is very difficult to travel from Madurai to Sivagangai for attending every hearing in H.M.O.P.No.183 of 2019 on the file of the Family Court, Sivagangai District.

4. Today, when the matter is taken up for hearing, there is no representation on behalf of the respondent either in person or through counsel.

5. This Court considered the arguments made by the learned counsel for the petitioner.

6. This Court is satisfied with the reasons stated in the affidavit filed in support of this petition.

7. Considering the facts and circumstances of the case and
<https://hcservices.ecourts.gov.in/hcservices/>



considering the submission made by the learned counsel for the petitioner, H.M.O.P.No.183 of 2019 is withdrawn from the file of the Family Court, Sivagangai District, and transferred to the file of the Family Court, Madurai, Madurai District for disposal as per law. The Judge, Family Court, Sivangai District, is directed to transmit the papers to the file of the Family Court, Madurai, Madurai District forthwith. The Judge, Family Court, Madurai, is directed to dispose H.M.O.P.No.183 of 2019 on merits and in accordance with law as expeditiously as possible.

8.In fine, this petition is allowed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

msa/CM

To:

1. The Judge
Family Court, Sivagangai District.
2. The Family Court,
Madurai, Madurai District.

+1 CC to M/s.A.ALEXANDER, Advocate (SR-17298[F] dated 23/04/2021)

Order made in

Tr.C.M.P. (MD) No.108 of 2021
and C.M.P. (MD)No.2251 of 2021

Dated:
23.04.2021

CN(03.05.2021) 2P 4C