



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.06.2021

CORAM:

THE HONOURABLE MR.JUSTICE A.A.NAKKIRAN

Tr.C.M.P. (MD) No.133 of 2021

and

C.M.P. (MD) No.2588 of 2021

WEB COPY

Veeralakshmi

... Petitioner

-vs-

Jeyachandran

... Respondent

PRAYER: Transfer Civil Miscellaneous Petition is filed under Section 24 of the Code of Civil Procedure, to withdraw the H.M.O.P.No.03 of 2021 on the file of the Udumalaipettai, Sub Court and transfer the same to Srivilluputhur, Sub Court.

For Petitioner : M/s.T.Karthigai Deeba

For Respondent : Mr.D.Venkatesh

O R D E R

The present Transfer Civil Miscellaneous Petition is filed to withdraw the H.M.O.P.No.03 of 2021 on the file of the Udumalaipettai, Sub Court and transfer the same to Srivilluputhur, Sub Court.

2.The respondent has filed H.M.O.P.No.03 of 2021 before the Sub Court, Udumalaipettai, for divorce.

3. The learned counsel for the petitioner/wife submitted that the petitioner is residing along with her parents at Rajapalayam and she has no other source of income except depending on her parents. The distance between Rajapalayam and Udumalaipettai is nearly 250 kms. In such circumstances, it is very difficult to travel from Rajapalayam to Udumalaipettai for attending every hearing in H.M.O.P.No.03 of 2021 on the file of the Sub Court, Udumalaipettai. Hence, the petitioner seeks to transfer the case.

4. The learned counsel appearing for the respondent would submit that there is a life threat at the hands of the petitioner and her family members and therefore, he has strongly objected for transferring the petition. He would further submit that if this Court feels to transfer the case, the same may be transferred to the file of any other centre place.



5. Considering the submissions made on either side, this Court feels to transfer the case to the file of Sub Court, Madurai.

6. Accordingly, H.M.O.P.No.03 of 2021 is withdrawn from the Sub Court, Udumalaipettai and transferred to the file of Sub Court, Madurai, for disposal as per law. The learned Subordinate Judge, Udumalaipettai, is directed to transmit the papers to the file of the Sub Court, Madurai, forthwith. The learned Subordinate Judge, Madurai, is directed to dispose H.M.O.P.No.03 of 2021 on merits and in accordance with law as expeditiously as possible.

7. In fine, this Transfer Civil Miscellaneous Petition is disposed of.. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(AE)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

msa/cp

To:

1.The Subordinate Judge, Udumalaipetti.

2.The Subordinate Judge, Madurai

+1 CC to M/s.P.SUBBARAJ, Advocate (SR-20785[F] dated 30/06/2021)

Order made in

Tr.C.M.P. (MD) No.133 of 2021
and C.M.P. (MD)No.2588 of 2021

Dated: 29.06.2021

na (CO)

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