



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.01.2021

CORAM

WEB COPY

**THE HON'BLE MR.JUSTICE R.SUBRAMANIAN**

Tr.C.M.P(MD)No.205 of 2020  
and  
C.M.P(MD) No.4478 of 2020

N.Indhu

... Petitioner/Respondent

-Vs-

Dr.A.Muthuraja

... Respondent /Petitioner

**Prayer:** Transfer Civil Miscellaneous Petition filed under Section 24 of C.P.C., to withdraw the case in H.M.O.P No.83 of 2020, pending on the file of the Family Court, Tirunelveli District and to transfer the same to the Family Court, Nagercoil, Kanyakumari District.

For Petitioner : Mr.L.George Paul Anto  
For Respondent : No appearance

**O R D E R**

The petitioner/wife seeks transfer of proceedings in H.M.OP.No.83 of 2020, filed by her husband seeking Restitution of Conjugal Rights, on the file of the Family Court, Tirunelveli.

2. Transfer is sought for solely on the ground of convenience. The wife is a resident of Nagercoil and the husband is a resident of Tirunelveli.

3. Though a counsel entered appearance for the respondent/husband, his Vakalat has been returned and he also does not appear.

4.When the matter was listed on 18.01.2021, the learned counsel for the petitioner was requested to inform the counsel for the respondent. Accordingly, the learned counsel for the petitioner would submit that he has informed the counsel for the respondent about the posting of the Transfer Civil Miscellaneous Petition today. Despite the same, none appears for the respondent today.

5.Considering the fact that the wife is the resident of Nagercoil, Kanyakumari District, H.M.O.P No.83 of 2020 is withdrawn

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from the file of the Family Court, Tirunelveli and transferred to the Family Court, Nagercoil, Kanyakumari District. The Family Court, Tirunelveli District is directed to transmit the papers to the Family Court, Nagercoil, Kanyakumari District forthwith.

6. Accordingly, this Transfer Civil Miscellaneous Petition is allowed. However, there will be no order as to costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

Vrn

**To**

1. The Judge,  
Family Court, Tirunelveli District

2. The Judge,  
Family Court, Nagercoil,  
Kanyakumari District

3. The Record Keeper, V.R. Section,  
Madurai Bench of Madras High Court, Madurai. ( 2 Copies ).

+1 CC to M/s.L.GEORGE PAUL ANTO, Advocate ( SR-1591[F] dated 21/01/2021 )

**Order made in**  
**Tr.C.M.P(MD)No.205 of 2020**  
**and**  
**C.M.P(MD) No.4478 of 2020**

**20.01.2021**

**NA** (CO)

NR (09/02/2021) 2P : 6C