



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.01.2021

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE **R.SUBRAMANIAN**

TR.C.M.P. (MD)No.246 of 2020

and

C.M.P. (MD)Nos.5484 and 5485 of 2020

R.Vaishnavi : Petitioner/Respondent

Vs.

G.Shanmuganathan @ Manoj : Respondent/Petitioner

PRAYER:- The petition filed under Section 24 of the Civil Procedure Code, to withdraw H.M.O.P.No.404 of 2020 pending on the file of the Family Court, Madurai and transfer the same to Subordinate Court, Kumbakonam, to be tried along with the pending H.M.O.P.No.69 of 2020 pending on its file.

For Petitioner :Mr.V.Raghavachari

For Respondent :No appearance

ORDER

Notice sent through Court has been returned with an endorsement "not known". Private notice has been served on 11.11.2020. Despite said service, the respondent is not appeared either in person or through Counsel duly instructed.

2.The wife seeks transfer of H.M.O.P.No.404 of 2020 filed by the husband on the file of the Family Court, Madurai, seeking restitution of conjugal rights, to the Subordinate Court, Kumbakonam, to be tried along with H.M.O.P.No.69 of 2020 filed by her seeking a decree of nullity of marriage.

3.From the sequence of events, it is seen that H.M.O.P.No.404 of 2020 is only a counter-blast to H.M.O.P.No.69 of 2020 filed by the wife at Kumbakonam.

4.Considering the convenience of the parties, particularly, the convenience of the wife, H.M.O.P.No.404 of 2020 pending on the file of the Family Court, Madurai, is withdrawn and transferred to Subordinate Court, Kumbakonam to be heard and disposed along with



H.M.O.P.No.69 of 2020 pending before it. Accordingly, this petition is disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

WEB COPY

// True Copy //

Sd/-

Assistant Registrar (CS-II)

/ /2021

Sub Assistant Registrar(CS)

cmr

To

1.The Judge, Family Court, Madurai.

2.The Subordinate Judge,
Subordinate Court, Kumbakonam.

+1 CC to M/s.V.RAGHAVACHARI, Advocate (SR-1730[F] dated
21/01/2021)

TR.C.M.P.(MD)No.246 of 2020

19.01.2021

ARK(CO)

NR (01/02/2021) 2P : 4C