



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.12.2021

CORAM:

THE HONOURABLE MS.JUSTICE P.T.ASHA

Tr.C.M.P. (MD) No.364 of 2021
and
C.M.P. (MD) No.7383 of 2021

Vinithakumari .. Petitioner/Respondent

-vs-

Nandhakumar .. Respondent/Petitioner

Prayer :- Petition filed under Section 24 of Civil Procedure Code to withdraw H.M.O.P.No.102/2021 from the file of the Sub-Court, Sivakasi and transfer the same to the file of Sub-Court, Tirunelveli.

For Petitioner : Mr.H.Arumugam

For Respondent : Mr.M.Jothibas

ORDER

This transfer petition is filed by the petitioner/wife seeking transfer of H.M.O.P.No.102 of 2021 filed by the respondent/husband for dissolving the marriage between him and the petitioner herein from the file of the learned Sub Court, Sivakasi to the file of the Sub Court, Tirunelveli.

2.The petitioner is residing at Tirunelveli and has a one year old child. The petitioner would contend that she had to move her matrimonial home on account of the mental and physical torture that she suffered at the hands of the respondent. She would submit that to date, the respondent has not supported her or her son financially. She would further submit that if she has to attend the case at Sivakasi, she will have to travel a distance of not less than 105 kms and her small baby is still dependent on her for his feeding.



3.Considering the above, this Transfer Civil Miscellaneous Petition is allowed and the petition in H.M.O.P.No.102 of 2021, filed by the respondent/husband, is withdrawn from the file of the learned Sub Court, Sivakasi, and transferred to the file of the learned Sub Court, Tirunelveli. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

abr

Note:-In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the Advocate / litigant concerned.

To

1.The Sub Court, Sivakasi.

2.The Sub Court, Tirunelveli.

+1 CC to M/s.G.M.LAW OFFICE, Advocate (SR-37866[F] dated 09/12/2021)

+1 CC to M/s.H.ARUMUGAM, Advocate (SR-38041[F] dated 09/12/2021)

Tr.C.M.P.(MD) No.364 of 2021

Dated: 08.12.2021

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