



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.03.2021

CORAM:

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

WEB COPY

Tr.C.M.P. (MD)No.274 of 2020

and

C.M.P. (MD)No.6174 of 2020

Princy ... Petitioner/Respondent

versus

Prabhakaran ... Respondent/Petitioner

Transfer Petition filed under Section 24 of C.P.C. to withdraw proceedings in I.D.O.P.No.90 of 2019 on the file of the Family Court, Karur and transfer the same to the Subordinate Court, Ambasamuthiram.

For Petitioner : Mr.S.Chellapandian

For Respondent : M/s.M.Maria Vinola

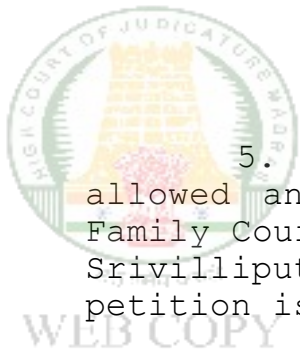
ORDER

The wife seeks transfer of I.D.O.P.No.90 of 2019 pending on the file of the Family Court, Karur, to the Subordinate Court, Ambasamuthiram.

2. The proceedings, being under the Indian Divorce Act, cannot be transferred to a Court lower than the District Court and therefore, the transfer to the Subordinate Court, Ambasamuthiram, is not possible.

3. Considering the fact that the wife is the resident of Kadayam in Tirunelveli District and the husband is the resident of Karur and also considering the convenience of wife, I am of the opinion that the proceedings in I.D.O.P.No.90 of 2019 be transferred to the Principal District Court, Srivilliputhur, which is in between two places, namely, Karur and Kadayam.

4. By transferring the matter to the District Court, the necessity of the parties to appear for every hearing, can also be dispensed with and the parties can appear through their counsel.



5. Accordingly, the Transfer Civil Miscellaneous Petition is allowed and I.D.O.P.No.90 of 2019 is withdrawn from the file of Family Court, Karur and transferred to the Principal District Court, Srivilliputhur. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(RTI)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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To

1. The Judge, Family Court,
Karur.
2. The Principal District Judge,
Srivilliputhur.

+1 CC to M/s.S.CHELLAPANDIAN, Advocate (SR-12326[F] dated 18/03/2021)

Tr.C.M.P. (MD) No.274 of 2020
18.03.2021

ac(CO)

TR(21.04.2021) 2P 4C