



WEB COPY



Tr.CMP.No.830 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.11.2022

CORAM:

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

Tr.CMP.No.830 of 2022

and

CMP.No.14401 of 2022

A.Rajapriya

... Petitioner

Vs.

R.Anandaraj

... Respondent

Prayer: Transfer Civil Miscellaneous Petition filed under Section 24 of CPC, to withdraw the proceedings in HMOP.No.6 of 2022, on the file of the learned Sub-Court, Poonamallee and transfer the same to the learned Subordinate Judge's Court, Pattukottai, Thanjavur District.

For Petitioner : Mr.R.Gunasekaran

For Respondent : Mr.C.Harish



Tr.CMP.No.830 of 2022

WEB COPY

ORDER

This transfer petition is filed by the petitioner/wife seeking transfer of petition for divorce filed by the respondent/husband in HMOP.No.6 of 2022 from the file of the Sub-Court, Poonamallee, to the file of the Sub-Court, Pattukottai, Thanjavur District.

2. According to the petitioner/wife, she is residing at Pattukottai and she is having a school going child. Therefore, it is stated that it would not be convenient for the petitioner to undertake a travel to Poonamalle to attend the hearing before the Sub-Court, Poonamalle.

3. It is settled law that, in a case involving matrimonial disputes, the convenience of the wife should be given preference. In case on hand, the petitioner is residing at Pattukottai, within the territorial limits of Sub-Court, Pattukottai, and she is also having a school going child. The facts and circumstances and balance of



Tr.CMP.No.830 of 2022

convenience requires the transfer of HMOP.No.6 of 2022, divorce petition filed by the respondent/husband to the Sub-Court, Pattukottai, Thanjavur District.

4. Accordingly, the transfer petition is allowed by withdrawing HMOP.No.6 of 2022 from the file of the Sub-Court, Poonamalle and transferring the same to the file of the Sub-Court, Pattukottai, Thanjavur District. No Costs. Consequently, connected Civil Miscellaneous Petition is closed.

5. The learned counsel for the respondent makes a request that a time limit may be fixed for disposal of the divorce petition filed by him.

6. The learned counsel for the petitioner has no objection for disposal of the main OP.



WEB COPY



Tr.CMP.No.830 of 2022



WEB COPY



Tr.CMP.No.830 of 2022

S.SOUNTHAR, J.

dna

7. This Court is inclined to issue a direction to the Court below to dispose of the case within a period of nine months from the date of receipt of a copy of this order.

11.11.2022

Index : Yes / No

Internet : Yes / No

dna

To

1.The Sub-Court, Poonamallee

2.The Sub-Court, Pattukottai, Thanjavur District.

Tr.CMP.No.830 of 2022

and

CMP.No.14401 of 2022

5/4