



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.03.2022

CORAM

THE HONOURABLE Ms. JUSTICE P.T.ASHA

Tr.C.M.P.No.876 of 2021
and
C.M.P.No.19647 of 2021

P.Santhya

... Petitioner

-Vs-

S.Vijayakumar

... Respondent

PRAYER: Petition filed under Section 24 of the Code of Civil Procedure, to withdraw the petition in F.C.O.P.No.341 of 2021 pending before the Family Court at Erode, and transfer the same to the file of the Subordinate Court at Mettur.

For Petitioner : Mr.P.Valliappan
for M/s.PV Law Associates

For Respondent : Mr.R.Nalliyappan

ORDER

The wife has filed the Transfer Civil Miscellaneous Petition seeking transfer of F.C.O.P.No.341 of 2021 filed by the husband for divorce on the file of the Family Court, Erode, to the Subordinate Court, Mettur.

2.The learned counsel appearing for the respondent has no objection but, however, contended that since the Subordinate Court, Mettur, insists on the presence of party and this would cause hardship to the respondent/husband who would have to travel to Mettur, for every hearing his presence may be dispensed with.

3.Therefore, in the interest of justice the Transfer Civil Miscellaneous Petition is ordered, withdrawing the proceedings in F.C.O.P.No.341 of 2021 on the file of the Family Court, Erode and transferred to the file of the Sub Court, Mettur. subject to



the condition that the Sub Court, Mettur, shall not insist on the presence of the respondent/husband for every hearing except for attending the counselling session and for adducing evidence. No costs. Consequently, connected Miscellaneous Petition is closed.

SD/-
ASSISTANT REGISTRAR

// TRUE COPY //

SUB ASSISTANT REGISTRAR

mps
To

1. The Judge,
Family Court,
Erode.
2. The Subordinate Judge,
Mettur.

+lcc to Mr.P.Valliappan, Advocate Sr.17881

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srg 12/04/2022