



*Tr.C.M.P(MD)No.349 of 2022*

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.08.2022

CORAM

**THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

Tr.C.M.P(MD)No.349 of 2022

and

C.M.P(MD) No.5920 of 2022

Mr.Ramesh Babu

... Petitioner

Vs

Rajamanohari

... Respondent

**Prayer:** Transfer Civil Miscellaneous Petition filed under Section 24 of C.P.C., to withdraw and transfer H.M.O.P.No.703 of 2016 from the file of the Family Court, Madurai to the Family Court at Chennai.

For Petitioner : Mr.D.Selvanayagam

### **ORDER**

This Transfer Civil Miscellaneous Petition has been filed seeking transfer of the proceedings in H.M.O.P.No.703 of 2016 from the file of the Family Court, Madurai to the Family Court, Chennai.



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2.The petitioner is the husband and the respondent is the wife. The marriage between the petitioner and the respondent was solemnized on 11.09.2013. Subsequently, due to some difference of opinion, the petitioner/husband filed H.M.O.P.No.703 of 2016, seeking divorce, before the Family Court, Madurai. The grievance of the petitioner is that whenever the petitioner went to Madurai to attend the case, the family members of the respondent threatened him to withdraw the case. Hence, he filed this present Transfer Civil Miscellaneous Petition to transfer the proceedings in H.M.O.P.No.703 of 2016 from the file of the Family Court, Madurai to the Family Court, Chennai.

3.The fact remains that this petitioner/husband only filed H.M.O.P.No.703 of 2016 before the Family Court, Madurai, for the relief of divorce and now seeking transfer of the above proceedings from the Family Court, Madurai to the Family, Court, Chennai, on the ground that he was threatened by the family members of the respondent wife. If the petitioner is having any apprehension at the hands of the respondent's family members, it is always open to him to lodge a criminal complaint as against them. It is not a valid ground for transfer of the proceedings



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from one Court to another. Moreover, it appears that the petitioner is not paying any maintenance to the respondent.

4.In view of the above, this Transfer Civil Miscellaneous Petition is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

**12.08.2022**

Index : Yes/No

Internet : Yes/No

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**To**

- 1.The Family Court, Madurai
- 2.The Record Keeper, V.R.Section,  
Madurai Bench of Madras High Court, Madurai.



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**B.PUGALENDHI, J.**

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**Order made in**  
**Tr.C.M.P(MD)No.349 of 2022**

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