



WEB COPY



Tr.CMP No.231 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.03.2023

CORAM :

THE HONOURABLE Mrs.JUSTICE T.V.THAMILSELVI

TR.CMP No.231 of 2023

and

C.M.P.No.5093 of 2023

A.Aysha Vajeeha

.... Petitioner

-Vs-

K.Syed Ibrahim

.... Respondent

Prayer : Transfer Civil Miscellaneous Petition filed under Section 24 of C.P.C., to withdraw the suit in O.S.No.13 of 2022 from the file of the Hon'ble Family Court, Erode and transfer the same to the file of the Hon'ble District Munsiff Court, Mettupalayam to be tried along with O.S.No.224 of 2022.

For Petitioner : Mr.L.Mouli

For Respondent : No Appearance



Tr.CMP No.231 of 2023

ORDER

WEB COPY

The petitioner/wife seeks transfer of O.S.No.13 of 2022 from the file of the Family Court, Erode to the file of Hon'ble District Munsiff Court, Mettupalayam to be tried along with O.S.No.224 of 2022.

2. The respondent/husband filed a petition seeking for dissolution of marriage and the petitioner/wife filed a petition seeking for restitution of conjugal rights. The petitioner/wife lost her father and living with her mother without any source of income. Hence, she is unable to travel from Mettupalayam to Erode.

3. Notice served on the respondent, but there is no appearance. Hence, there is no objection from the respondent.

4. The reason assigned by the petitioner is justifiable. Considering the facts and circumstances of the case, O.S.No.13 of 2022 is withdrawn from the file of the Family Court, Erode and transferred to the file of Hon'ble District Munsiff Court, Mettupalayam, to be disposed of in accordance with



Tr.CMP No.231 of 2023

law and the learned Family Court Judge, Erode is directed to send entire records to the learned District Munsiff, Mettupalayam, within a period of two(2) weeks from the date of receipt of a copy of this order.

5. Accordingly, this Tr.C.M.P.No.231 of 2023 is allowed. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

31.03.2023

Index : Yes/No

Speaking Order: Yes/No
kmi

To

1.The Family Court,
Erode.

2.The District Munsiff,
Mettupalayam.



WEB COPY



Tr.CMP No.231 of 2023

T.V.THAMILSELVI, J.
kmi

TR.CMP No.231 of 2023

31.03.2023