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Tr.C.M.P.No.1187 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.01.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

Tr.C.M.P.No.1187 of 2022

and

C.M.P.No.20259 of 2022

Ayisha Nazreen

... Petitioner

Vs.

Shabir Ali

... Respondent

Prayer: Transfer CMP is filed under Section 24 of the Civil Procedure Code, to withdraw and transfer the O.S.No.200 of 2022 on the file of the V Additional Family Court, Chennai to the Family Court, Mannargudi who is also having competent jurisdiction.

For Petitioner : Mr.Swamisubramanian

For Respondent : Ms.M.Dharshini



ORDER

The petition for transfer is filed to withdraw and transfer the O.S.No.200 of 2022 on the file of the V Additional Family Court, Chennai to the Family Court, Mannargudi.

2. The marriage between the petitioner and the respondent was solemnised on 15.06.2011 as per the Muslim Rites and Customs. Due to misunderstanding the petitioner and the respondent are living separately. From and out of the wedlock between the petitioner and respondent a male child was born and now aged about 9 years. The respondent filed O.S.No.200 of 2022 on the file of the V Additional Family Court at Chennai. The petitioner is residing along with her parents and she is unemployed and she has to take care of her son. Therefore, she is not in a position to travel and contest the case filed by the respondent.

3. Considering the facts and circumstances, the O.S.No.200 of 2022 pending on the file of the V Additional Family Court, Chennai stands transferred to the Family Court at Mannargudi forthwith. The V Additional Family Court, Chennai is directed to transmit the case papers to the Family



Court at Mannargudi, within a period of four (4) weeks from the date of receipt of a copy of this order.

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4. With the abovesaid directions, the Transfer Civil Miscellaneous Petition stands allowed. However, there shall be no order as to costs. Consequently, the connected Miscellaneous Petition is closed.

09.01.2023

Jeni
Index : Yes
Speaking order

To

1.The Judge,
V Additional Family Court,
Chennai.

2.The Judge,
Family Court,
Mannargudi.



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Tr.C.M.P.No.1187 of 2



S.M.SUBRAMANIAM, J.

Jeni

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