



Tr.C.M.P(MD)No.465 of 2022

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **22.02.2023**

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

Tr.C.M.P(MD)No.465 of 2022

and

C.M.P(MD)No.7538 of 2022

J.Jeshika

... Petitioner/Respondent

Vs.

T.Hariharan @ John

...Respondent/Petitioner

PRAYER : Transfer Civil Miscellaneous Petition is filed under Section 24 of Code of Civil Procedure, to transfer and withdraw the case in I.D.O.P.No.725 of 2022 on the file of the Family Court, Madurai and transfer the same to the learned Principal District Court, Sivagangai.

For Petitioner : Mr.N.Kamesh

For Respondent : M/s.P.Akarathi



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ORDER

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The present transfer civil miscellaneous petition has been filed by the wife seeking to transfer I.D.O.P.No.725 of 2022 pending on the file of the Family Court, Madurai to Principal District Court, Sivagangai.

2. According to the learned counsel appearing for the respondent/husband, the wife had remained *ex parte* and and *ex parte* order of divorce has been granted on 18.08.2022. So far, the application filed by the wife for setting aside the *ex parte* order has not been allowed and I.D.O.P.No.725 of 2022 has not been restored to file.

3. Considering the above said facts, this Transfer Civil Miscellaneous Petition stands dismissed for the present. In case, if I.D.O.P.No.725 of 2022 is restored, the petitioner is at liberty to file fresh transfer civil miscellaneous petition. No costs. Consequently, connected Civil Miscellaneous Petition is closed.

22.02.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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To

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



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R.VIJAYAKUMAR ,J.

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Order made in
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