IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE VIJU ABRAHAM

WEDNESDAY, THE 31ST DAY OF JULY 2024 / 9TH SRAVANA, 1946

TR.P(C) NO. 460 OF 2024

AGAINST THE ORDER/JUDGMENT DATED IN OP NO.277 OF 2024 OF FAMILY COURT, MAVELIKKARA

PETITIONER/RESPONDENT:

AISWARYA P. RAVEENDRAN
AGED 26 YEARS
D/O P.N. RAVEENDRAN, PDIKKAKUDIYIL HOUSE,
VETTIMUKAL .P.O., KOTTAYAM TALUK, KOTTAYAM, PIN - 686631

BY ADV A.K.HARIDAS

RESPONDENT/PETITIONER:

VISHNU KRISHNA
AGED 30 YEARS
S/O KRISHNADAS T., KADAKAMPALLIL HOUSE,CHERIYANAD P.O., CHEGANOOR-, PIN - 689511

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31.07.2024, ALONG WITH Tr.P(C).461/2024, 468/2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE VIJU ABRAHAM

WEDNESDAY, THE 31ST DAY OF JULY 2024 / 9TH SRAVANA, 1946

TR.P(C) NO. 461 OF 2024

AGAINST THE ORDER/JUDGMENT DATED IN OP NO.36 OF 2024 OF FAMILY COURT, MAVELIKKARA

PETITIONER/RESPONDENT:

AISWARYA P. RAVEENDRAN
AGED 26 YEARS
D/O P.N. RAVEENDRAN, PDIKKAKUDIYIL HOUSE, VETTIMUKAL .P.O., KOTTAYAM TALUK, KOTTAYAM, PIN - 686631
BY ADV A.K.HARIDAS

RESPONDENT/PETITIONER:

VISHNU KRISHNA
AGED 30 YEARS
S/O KRISHNADAS T., KADAKAMPALLIL HOUSE,CHERIYANAD P.O., CHEGANOOR, PIN - 689511

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31.07.2024, ALONG WITH Tr.P(C) NOS.460/2024 AND 468/2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE VIJU ABRAHAM

WEDNESDAY, THE 31ST DAY OF JULY 2024 / 9TH SRAVANA, 1946

TR.P(C) NO. 468 OF 2024

AGAINST THE ORDER/JUDGMENT DATED IN OP(OTHERS) NO.314 OF 2024

OF FAMILY COURT, MAVELIKKARA

PETITIONER/RESPONDENTS:

1 AISWARYA P. RAVEENDRAN
AGED 26 YEARS
D/O P.N. RAVEENDRAN, PDIKKAKUDIYIL HOUSE, VETTIMUKAL .P.O., KOTTAYAM TALUK, KOTTAYAM, PIN - 686631

2 P.N. RAVEENDRAN
, PADIKKAKUDIYIL HOUSE, VETTIMUKAL .P.O., KOTTAYAM TALUK, KOTTAYAM, PIN - 686631

BY ADV A.K.HARIDAS

RESPONDENT/PETITIONER:

VISHNU KRISHNA
AGED 30 YEARS
S/O KRISHNADAS T., KADAKAMPALLIL HOUSE,CHERIYANAD P.O., CHEGANOOR, PIN - 689511

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31.07.2024, ALONG WITH Tr.P(C) NOS.460/2024 AND 461/2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

VIJU ABRAHAM , J.

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Tr.P(C) Nos. 460, 461 & 468 of 2024

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Dated this the 31st day of July, 2024

ORDER

Tr.P(C) No.460 of 2024 is filed seeking transfer of OP No.277/2024 filed by the respondent seeking dissolution of marriage, whereas in Tr.P(C) No.461 of 2024 petitioner seeks transfer of OP No.36 of 2024, a petition filed by the petitioner seeking recovery of money, and Tr.P(C) No.468 of 2024 is filed seeking transfer of OP (Others) No.314 of 2024 which is a suit for money filed by the respondent against the petitioner and her father, all pending before the Family Court, Mavelikkara. Petitioner seeks for transfer of the same to Family Court, Kottayam at Ettumanoor.

2. The specific contention of the petitioner is that she is residing very near to the Family Court, Ettumanoor, and she is finding it difficult to travel all the way to Family Court at Mavelikkara for contest of the cases.

3. Though notice was issued to the respondent in all these transfer petitions there is no appearance on his behalf.

4. Admittedly petitioner is residing very near to the Family Court, Ettumanoor and she is finding it difficult to travel all the way to Family Court, Mavelikkara for conducting the cases. Taking into

consideration the settled law that the convenience of the wife is of paramount importance while considering an application for transfer of the case as held by the Apex Court in **Sumita Singh v. Kumar Sanjay and another, AIR 2002 SC 396, Mangla Patil Kale v. Sanjeev Kumar Kale, (2003) 10 SCC 280, Aishwarya v. Saravana Karthik Sha, 2022 (4) KLT OnLine 1020 (SC)** and **Rajani Kishor Pardeshi v. Kishor Babulal Pardeshi, 2005 (1) KLT OnLine 1169(SC)**, I am inclined to pass an order transferring O.P. Nos.277, 36 & 314 of 2024 on the file of the Family Court, Mavelikkara to the Family Court, Kottayam at Ettumanoor for trial and disposal.

Transfer petitions (Civil) are allowed as above.

Sd/-
VIJU ABRAHAM
JUDGE

sbk/-

APPENDIX OF TR.P(C) 461/2024

PETITIONER ANNEXURES

Annexure A1	THE TRUE COPY OF THE ABOVE O.P.36/24 OF FAMILY COURT, MAVELIKARA

APPENDIX OF TR.P(C) 468/2024

PETITIONER ANNEXURES

Annexure A1	THE TRUE COPY OF THE ABOVE O.P.(OTHERS) 314/24 OF FAMILY COURT, MAVELIKARA

APPENDIX OF TR.P(C) 460/2024

PETITIONER ANNEXURES

Annexure A1	THE TRUE COPY OF THE ABOVE O.P.277/24 OF FAMILY COURT, MAVELIKARA