



WEB COPY



Tr.CMP.No.977 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.06.2024

CORAM

THE HONOURABLE MR.JUSTICE V.LAKSHMINARAYANAN

Tr.CMP.No.977 of 2023

and

C.M.P.No.23580 of 2023

Aruna

.. Petitioner

Vs.

Raja

.. Respondent

Prayer : The Transfer Civil Miscellaneous Petition is filed under Section 24 of the Code of Civil Procedure, to withdraw the proceeding in D.O.P.No.381 of 2022 on the file of the learned District Judge at Coimbatore and transfer the same to the file of the learned Principal District Judge at Villupuram to be tried along with D.O.P.No.46 of 2023.

For Petitioner : Mr.D.Vasanth

For Respondent : Mr.J.Prakasam

ORDER

The petitioner and the respondent were married on 23.08.2018 at C.S.I. Sacred Christian Church at Valparai. The petitioner and the respondent are working with the Government of Tamil Nadu as teachers.



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2. The petitioner/wife has initiated the proceeding in D.O.P.No.46 of 2023 seeking restitution of conjugal rights on the file of the learned Principal District Judge at Villupuram. This proceeding was initiated only after the husband had moved an application for divorce in D.O.P.No.381 of 2022 on the file of the learned District Judge at Coimbatore.

3. The wife pleads that she is unable to travel 350 Kms from Villupuram to Coimbatore which, according to her, consumes about seven hours in a day.

4. Taking into consideration the convenience of the wife, I am inclined to allow this transfer petition. Hence, the proceeding in D.O.P.No.381 of 2022 pending on the file of the learned District Judge at Coimbatore is withdrawn and it shall stand transferred to the file of the learned Principal District Judge at Villupuram, who shall, in order to avoid conflict of judgments, try the proceeding along with D.O.P.No.46 of 2023.

5. Accordingly, the Transfer Civil Miscellaneous Petition stands



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allowed. No costs. The connected Civil Miscellaneous Petition is closed.

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Index:Yes/No

Speaking Order :Yes/No

Neutral Citation:Yes/No

V. LAKSHMINARAYANAN, J.



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To

- 1.The learned District Judge,
Coimbatore
- 2.The learned Principal District Judge,
Villupuram

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