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Tr.C.M.P.No.1109 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.04.2024

CORAM :

THE HONOURABLE MR.JUSTICE V.LAKSHMINARAYANAN

Tr.C.M.P.No.1109 of 2023

and

C.M.P.No.26677 of 2023

S.Shobana

... Petitioner

Vs.

V.Vijay Prabhakaran

... Respondent

Prayer: Transfer Civil Miscellaneous Petition is filed under Section 24 of Civil Procedure Code, 1908, praying to withdraw H.M.O.P.No.300 of 2022 on the file of the Family Court, Chengalpattu and transfer the same to the file of the Sub Court, Ambattur.

For Petitioner : Mr.Jerry V.V.Sundar

For Respondent : Mr.K.Kamala Kannan

ORDER

This transfer petition has been filed seeking transfer of proceedings in H.M.O.P.No.300 of 2022 on the file of the Family Court, Chengalpattu to the file of the Sub Court, Ambattur.

2. Notice was ordered and the respondent has been served.



Tr.C.M.P.No.1109 of 2023

WEB COPY

3. There are allegations and counter allegations raised by either side.

4. Mr.K.Kamala Kannan, learned counsel appearing on behalf of the respondent submits that his client has no objection for the transfer of the proceedings.

5. Without going into the merits of the allegations, taking into consideration the convenience of the wife and the fact that no objection has been tendered by the respondent, I am inclined to allow this transfer petition. Hence, the proceeding in H.M.O.P.No.300 of 2022 which is now pending on the file of the Family Court, Chengalpattu is withdrawn and it shall stand transferred to the file of the Sub Court, Ambattur. It is made clear that the respondent need not appear for every hearing. But he shall appear for the essential hearings. On all other hearings, he may be represented through a counsel.

6. Accordingly, this Transfer Civil Miscellaneous Petition stands



Tr.C.M.P.No.1109 of 2023

allowed. No costs. Connected Civil Miscellaneous Petition is closed.

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16.04.2024

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
Neutral Citation : Yes/No
arb

To

1.The Family Court,
Chengalpattu.

2.The Sub Court,
Ambattur.

V. LAKSHMINARAYANAN, J.

arb



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