



TR. CMP(MD)No.26 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.03.2024

CORAM:

THE HONOURABLE MR.JUSTICE G.ILANGO VAN

TR. C.M.P.(MD)No.26 of 2024
and CMP(MD)No.298 of 2024

Kalaiaarasi ...Petitioner/Respondent

Vs.

Veeramani ...Respondent/Petitioner

PRAYER: Transfer Civil Miscellaneous Petition is filed under Section 24 of C.P.C to order to withdraw and transfer the case in H.M.O.P.No.48 of 2023 on the file of the Subordinate Court, Keeranur, Pudukkottai District to the Subordinate Court, Thanjavur.

For Petitioner : Mr.G.Karuppasamy Pandiyan

For Respondent : No appearance

ORDER

This Transfer Civil Miscellaneous Petition is filed seeking transfer of H.M.O.P.No.48 of 2023 from the file of the Subordinate Court, Keeranur, Pudukkottai District to the file of the Sub Court, Thanjavur.



TR. CMP(MD)No.26 of 2024

WEB COPY

2. The learned counsel appearing for the petitioner would aver, among other things, that the respondent filed H.M.O.P.No.48 of 2023 on the file of the Subordinate Court, Keeranur, Pudukkottai District for divorce. The petitioner submits that distance between the residence of the petitioner to Pudukkottai District is 68 kms and therefore, she is not in a position to travel and seeks for transfer.

3. Heard the learned counsel for the petitioner and perused the materials placed on record. There is no representation for the respondent.

4. I am satisfied with the reasons stated in the affidavit filed in support of this petition. It is well settled law that convenience of woman is to be taken into consideration at the time of considering transfer applications as held by the Supreme Court in the judgment reported in **2008(9)SCC 353 (Arti Rani @ Pinki Devi and another Vs. Dharmendra Kumar Gupta)**. I am inclined to



TR. CMP(MD)No.26 of 2024

WEB COPY

allow this Transfer Civil Miscellaneous Petition. Accordingly, this petition is allowed with the following direction:

The Subordinate Court, Keeranur, Pudukkottai District, is directed to transmit the entire records in H.M.O.P.No.48 of 2023 to the file of the Subordinate Court, Thanjavur, within a period of two weeks from the date of receipt of copy of this order for disposal on merits.

No costs. Consequently, connected miscellaneous petition is closed.

15.03.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
CM



TR. CMP(MD)No.26 of 2024

WEB COPY

To

1.The Subordinate Court, Keeranur, Pudukkottai District

2.The Subordinate Court, Thanjavur.

3.The Section Officer,
V.R Section,
Madurai Bench of Madras High Court,
Madurai.



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G. ILANGO VAN, J.

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