



Tr.C.M.P.(MD).No.41 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 16.02.2024

CORAM

THE HON'BLE MR.JUSTICE G.ILANGO VAN

Tr.C.M.P.(MD).No.41 of 2024
and C.M.P.(MD).No.479 of 2024

Elakkiaselvi

... Petitioner/Respondent

Vs.

Jayaprakash

... Respondent/Petitioner

PRAYER : Transfer Civil Miscellaneous Petition filed under Section 24 of Civil Procedure Code, to withdraw H.M.O.P.No. 62 of 2023 on the file of the Subordinate Court, Thuraiyur and transfer the same to the Sub Court, Manapparai.

For Petitioner : Mr.B.Prasanna Vinoth

For Respondent : No Appearance

ORDER

This petition has been filed to withdraw H.M.O.P.No. 62 of 2023 on the file of the Subordinate Court, Thuraiyur and transfer the same to the Sub Court, Manapparai.

1/41/4



Tr.C.M.P.(MD).No.41 of 2024

WEB COPY

2.The facts in brief:

The marriage was solemnized between the parties on 28.08.2020. But, after their marriage, the respondent used to give continuous torture and physical assault upon the petitioner. Hence, she gave a complaint under Domestic Violence Act against the respondent. In the meantime, the respondent filed a petition to cancel their marriage before the Subordinate Judge, Thuraiyur in H.M.O.P.No.62 of 2023. Since the petitioner working in TANGEDCO, she is unable to attend the above said proceedings. Hence, seeking transfer of the above said case, this petition has been filed.

3.Heard the learned counsel for the petitioner. Even though the respondent was served with notice, none appears on behalf of him. His name was also printed in the cause list.

4.Considering the facts and circumstances of the case and considering the convenience of the wife, the H.M.O.P.No.62 of 2023 filed by the respondent on the file of the Sub Court, Thuraiyur, is ordered

2/42/4



Tr.C.M.P.(MD).No.41 of 2024

to be withdrawn and transferred to the Sub Court, Manapparai.

WEB COPY

5. Accordingly, this transfer civil miscellaneous petition is allowed.

Consequently, connected miscellaneous petition is closed.

16.02.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
TM

To

1. The Subordinate Judge, Thuraiyur.
2. The Subordinate Judge, Manapparai.
3. The Section Officer,
E.R. Section/V.R. Section,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



Tr.C.M.P.(MD).No.41 of 2024

G.ILANGO VAN,J.

TM

Tr.C.M.P.(MD).No.41 of 2024

16.02.2024

4/44/4