



TR.C.M.P. (MD) Nos. 90 of 2023 and 238 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.04.2024

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

TR.C.M.P. (MD) Nos. 90 of 2023 and 238 of 2024
and
C.M.P. (MD) Nos. 2260 of 2023 & 5384 of 2024

V.Rameshkumar

... Petitioner in Tr.CMP(MD)No.90/23
... R1 in Tr.CMP(MD)No.238/24

-VS-

Rakshitha

... Respondent in Tr.CMP(MD)No.90/23
... Petitioner in Tr.CMP(MD)No. 238/24

K.Britto Winston

... R2 in Tr.CMP(MD)No. 238/24

Prayer in TR.C.M.P. (MD) No. 90 of 2023:- Transfer Civil Miscellaneous Petition filed under Section 24 of the Civil Procedure Code, 1908, to withdraw H.M.O.P. No. 126 of 2022 on the file of the Sub-Court, Uthamapalayam and transfer the same to the Family Court, Dindigul.

Prayer in TR.C.M.P. (MD) No. 238 of 2024:- Transfer Civil Miscellaneous Petition filed under Section 24 of the Civil Procedure Code, 1908, to withdraw the case in H.M.O.P. No. 181 of 2022 on the file of the Family Court, Dindigul and transfer the same to the Sub-Court, Uthamapalayam.



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For Petitioner in Tr.CMP(MD)No.90/23
Respondent in Tr.CMP(MD)No.238/24 : Mr. S.Muniyandi

For Respondent in Tr.CMP(MD)No.90/23
Petitioner in Tr.CMP(MD)No. 238/24 : Mr. S.C.Herold Singh

COMMON ORDER

These applications invoking Section 24 of the Code of Civil Procedure, 1908, have been filed relating to a matrimonial dispute between the parties. The Wife, *viz.*, J.Rakshitha, has filed H.M.O.P. No. 126 of 2022 seeking divorce from her Husband, *viz.*, V.Rameshkumar, in the Sub-Court, Uthamapalayam, which is sought to be transferred by the Husband to the Family Court, Dindigul. The Husband, *viz.*, V.Rameshkumar, has filed H.M.O.P. No. 181 of 2022 seeking for divorce from his Wife, *viz.*, J.Rakshitha, in the Family Court, Dindigul, which is sought to be transferred by the Husband to the Sub-Court, Uthamapalayam.

2. Heard Mr. S.Muniyandi, Learned Counsel for the Husband, Mr. S.C.Herold Singh, Learned Counsel appearing for the Wife and perused the materials placed on record, apart from the pleadings of the parties.



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3. Learned Counsel appearing for the Husband and the Wife agree that the cases may be conducted at the Family Court, Theni, which could be conveniently accessed by both parties, and they have made a joint endorsement to that effect in the court record.

4. In view of the same, the cases in H.M.O.P. No. 181 of 2022 and H.M.O.P. No. 126 of 2022 on the file of the Family Court, Dindigul and the Sub-Court, Uthamapalayam respectively are transferred to the Family Court, Theni and both parties shall appear before that Court on 05.06.2024 for conduct of further proceedings from its present stage and on the subsequent dates to which it is adjourned from time to time till final order is passed.

In the result, the Transfer Civil Miscellaneous Petitions are disposed on the aforesaid terms. Consequently, the connected Miscellaneous Petitions are closed. No costs.

22.04.2024

Index : Yes/No
NCC : Yes/No
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Note: Issue order copy by 30.04.2024.



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P.D. AUDIKESAVALU, J.

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Copy To:-

1. The Family Court, Dindigul.
2. The Sub-Court, Uthamapalayam.
3. The Family Court, Theni.
4. V.Rameshkumar,
S/o.P.Veluchamy,
D.No.23/23, Valakkaipatti,
Adiyanuthu Village,
Dindigul East Taluk,
Dindigul District.
5. Rakshitha,
W/o.Rameshkumar,
D/o.Jabarsathik,
Sankili Nagar, Ward No.3,
Kurankumayan Street,
Cumbum Town,
Uthamapalayam Taluk,
Theni District.

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22.04.2024