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Tr. C.M.P.No. 286 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 28.03.2025

CORAM

THE HONOURABLE Ms. JUSTICE P.T. ASHA

Tr.C.M.P.No. 286 of 2023

&

C.M.P.No. 6486 of 2023

Arthirani

...Petitioner

Vs.

1.T.Rangaraj

2.The District Collector
Office of the District Collector
Dindigul District.

...Respondents

Prayer: Transfer Petition is filed under Section 24 of the CPC, to withdraw GWOP.No.130 of 2022 on the file of the Principal District Court, Dindigul and to transfer the same to the file of the Family Court, Tiruppur.



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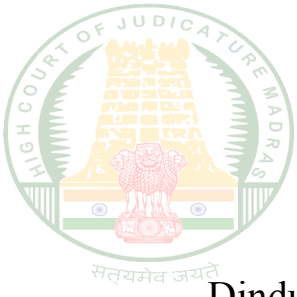
Tr. C.M.P.No. 286 of 2022

For Petitioner : Mr. P.Kalimuthu
For Respondent 1 : Mr. S.Shivram
For Respondent 2 : Mr. T.Arun Kumar
Additional Government
Pleader.

ORDER

Seeking to transfer GWOP filed by the 1st respondent in GWOP.No.130 of 2022 on the file of the Principal District Court, Dindigul, the mother is the petitioner before this Court.

2. Admittedly the minors are residing with their father at Dindugul and the application has been filed before the Principal District Court, Dindugul. An application in respect of a guardianship of the minor should be made to the District Court having Jurisdiction i.e., in the place where the minor ordinarily resides.



Tr. C.M.P.No. 286 of 2025

WEB COPY

3. As stated supra, the children are living with their father at Dindugul. Therefore, the GWOP has been filed before the Court having competent Jurisdiction. The Family Court, Tiruppur, to which transfer is sought for does not have jurisdiction to entertain the case.

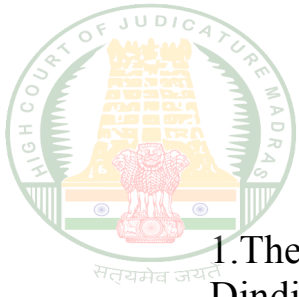
4. Therefore, the Transfer Petition as requested cannot be accepted. Accordingly, the petition stands dismissed. Consequently, the connected miscellaneous petition is closed. No costs.

28.03.2025

Index : Yes/No
Internet : Yes/No
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Tr. C.M.P.No. 286 of 2023

WEB COPY

1.The Principal District Court,
Dindigul

2.The Family Court,
Tiruppur.

P.T. ASHA, J.



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Tr. C.M.P.No. 286 of 2023

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28.03.2025