



WEB COPY



TR. CMP No.582 of 2025

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.08.2025

CORAM:

THE HON'BLE MR. JUSTICE P.B. BALAJI

TR. C.M.P. No.582 of 2025
and
C.M.P. No.14295 of 2025

J. Suji ... Petitioner
vs.
Sathish Kumar @ Nireshvarman ... Respondent

Prayer : Tr. C.M.P. filed under Section 24 of Civil Procedure Code to withdraw and transfer HMOP petition No.1390 of 2021 from the file Subordinate Court, Alandur to the Family Court, Trichy.

For Petitioner : Mr.V. Jayakumar
For Respondent : Mr.G. Ramakrishnan

ORDER

The petitioner wife seeks transfer of H.M.O.P. No.1390 of 2021 from the file of the Subordinate Court, Alandur to the file of the Family Court, Tiruchirappalli, where the petitioner's O.P. for restitution of conjugal rights in H.M.O.P. No.378 of 2021 as well as M.C. 18 of 2022



TR. CMP No.582 of 2025

are pending.

WEB COPY

2. The learned counsel for the respondent, husband states that in both the H.M.O.Ps, trial has already commenced and therefore, it would not be possible for conducting a joint trial at this stage. He would therefore states that the belated request of the petitioner, wife for transfer should not be entertained.

3. I have carefully considered the submissions advanced by the learned counsel on either side.

4. Admittedly, the wife has sought for restitution of conjugal rights and the husband has sought for dissolution of the marriage. Both the proceedings are before two different Courts. In the interest of the parties, it would be desirable for the same Court to dispose of the said O.P.s, in order to avoid conflicting orders and multiplicity of proceedings.

5. In the light of fact that the trial has already commenced in both the O.P.s, while ordering transfer as prayed for, I direct the learned Family Court, Tiruchirappalli to conduct simultaneous trial of both the



TR. CMP No.582 of 2025

O.Ps and considering that the O.Ps are pending from 2021, the learned Family Court, Tiruchirappalli shall expedite trial and dispose of the O.P.s along with M.C petition, on or before 31.01.2026.

6. With the above directions, this Transfer C.M.P. is allowed. No costs. Consequently, connected miscellaneous petition is closed.

25.08.2025

Internet: Yes/No
Index: Yes/No
Speaking/Non-speaking order
Neutral Citation : Yes/No
vsi2

To
1. The Subordinate Court,
Alandur.

2. The Family Court,
Trichy.

P.B. BALAJI, J.



WEB COPY



TR. CMP No.582 of 2025

vsi2

TR. C.M.P. No.582 of 2025
and
C.M.P. No.14295 of 2025

25.08.2025