

18.05.2026
Item No.35
Court No. 30
Aloke

CO 975 of 2025
with
CAN 1 of 2025

Lipika Dey Chowdhury
-vs-
Amit Chowdhury

Mr. Jyoti Prakash Chatterjee
... for the Petitioner

Mr. Biswajit Tiwari
... for the opposite party

- 1.** Affidavit-of-service filed be kept with the record.
- 2.** The revisional application has been preferred by the wife/petitioner praying for transfer of Matrimonial Suit no. 57 of 2025 from the Court of learned Additional District Judge 3rd Court, Malda, to the Court of learned Additional District Judge, Burdwan, Purba Bardhaman.
- 3.** On hearing the learned counsels for the parties and on perusal of the materials on record, it appears that the Matrimonial Suit has been filed in the Malda Court, by the husband/opposite party herein.

4. The petitioner/wife herein resides at Mahatala Road, Shuili Pukur, P.O.-Rajbati, P.S.-Burdwan, Purba Bardhaman.
5. Considering the said difficulty of the petitioner/wife to travel to Malda Court, on regular basis, this Court relying upon the judgments of the Hon'ble Supreme Court in ***N.C.V. Aishwarya vs A.S. Saravana Karthik Sha, in Civil Appeal No(s). 4894 of 2022 (arising out of SLP (C) No(s). 16465 of 2021), decided on July 18, 2022, (Para 11, 12)***, directs that Suit no. 57 of 2025 be withdrawn from the Court of learned Additional District Judge 3rd Court, Malda and be transferred to the Court of learned Additional District Judge, Burdwan, Purba Bardhaman.
6. Learned Additional District Judge, Burdwan, Purba Bardhaman, shall proceed with the suit in accordance with law with due notice upon both the parties.
7. Keeping in mind the case of the opposite party herein, the learned Additional District Judge, Burdwan, Purba Bardhaman, shall be at liberty to permit the opposite party to **appear virtually**, if the such prayer is made.

8. CO 975 of 2025 is disposed of.

9. CAN 1 of 2025 stands disposed of.

10. Parties to act on the server copy of this order.

11. Let a copy of this order be sent to the concerned Courts for immediate compliance.

(Shampa Dutt (Paul), J.)