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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MRS.JUSTICE N. MALA

TR CMP No. 808 of 2026
AND
CMP NO. 20831 OF 2026

R. Abirami
D/o Ravichandran,
No.313,9th Street,
Thirumalai Nagar,
Asthinapuram, Sembakkam,
Chennai-600 064.

..Petitioner(s)

Vs

P.T.Sankaranarayanan
S/o P.M.Thanigaivelan,
Residing at D.No.911, 37th Street,
TNHB Colony,
Korattur,
Chennai- 600 080.

..Respondent(s)

Transfer Civil Miscellaneous Petition is filed under Section 24 of the Civil Procedure Code, to withdraw and Transfer H.M.O.P.No.112 of 2026 on the file of the Subordinate Court, Ambattur to the Subordinate Court at Tambaram.

For Petitioner(s): Mr.M.S.Swathishkumar

For Respondent(s): Mr.J.S.Arunkumar

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ORDER

(1) This Transfer Civil Miscellaneous petition is filed by the wife to transfer H.M.O.P.No.112 of 2026 pending on the file of Subordinate Court, Ambattur to Subordinate Court at Tambaram.

(2) The petitioner and the respondent were married on 11.09.2019, as per Hindu rites and customs and out of the wedlock, they have a minor son aged 6 years. Whileso, matrimonial discord arose between the parties resulting in filing of H.M.O.P.No.112 of 2026 on the file of the Subordinate Court, Ambattur, by the respondent for divorce on the ground of mental cruelty. The petitioner in her affidavit in support of the transfer petition states that she is residing at Tambaram and that her minor son is studying in Tambaram. The petitioner further states that she is burdened with the responsibility of taking care of her parents who are senior citizens and minor son and therefore she is finding it very difficult to travel all the way from Tambaram to Ambattur to contest the matrimonial proceedings initiated by the respondent/husband.

(3) The respondent has filed a counter stating *inter alia* that he is working as a driver. As a driver for his regular clients his driving assignments are predominantly confined to areas around Ambattur. The respondent further states that he was responsible for picking up and dropping of school students and I.T professionals and therefore he would be put to lot of hardship, if the H.M.O.P. is transferred from Subordinate Court, Ambattur to Subordinate

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Court at Tambaram.

(4) I heard both the learned counsels and perused the materials placed on record.

(5) It is trite that in matrimonial proceedings the convenience of the wife takes precedence over that of the husband. In the present case, it is seen that the petitioner is residing at Tambaram and her minor son is studying in a School in Tambaram. The petitioner is also burdened with the responsibility of taking care of her aged parents, who are suffering from severe ailments. Under the circumstances, I find balance of convenience is in favour of the petitioner and therefore I am inclined to allow this Transfer Civil Miscellaneous Petition.

(6) Accordingly, this Transfer Civil Miscellaneous Petition is allowed and H.M.O.P.No.112 of 2026 pending on the file of the Subordinate Court, Ambatur is withdrawn and transferred to the file of Subordinate Court, Tambaram. No costs. Consequently, the connected miscellaneous petition is closed.

05-11-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
dsn
To
1.The Subordinate Judge, Ambattur.
2. The Subordinate Judge, Tambaram.

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N.MALA J.

dsn

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