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IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 18-11-2026**

CORAM

**THE HON'BLE MRS.JUSTICE N. MALA**

**TR CMP No. 1104 of 2026**
**AND**
**CMP NO. 29410 OF 2026**

Krupa Sophia J
W/o. David Livingston,
D/o. Ahimas Jayachandran,
Residing at 167, Redhills High Road,
Ikkadu Kandigai,
Tiruvallur - 602 021.
And also at No. 289/55-1, Vasanthapuram,
Chinnathirupathi, Kannankurichi,Salem.
Now Residing at 22, Raj Flats,
42, Harington Road, Shenoy Nagar,
Chennai- 600 030.

..Petitioner

Vs

J.David Livingston,
S/o. Mr.Jayaraj Kishnan,
No. 289/55-1, Vasanthapuram,
Chinnathirupathi, Kannankurichi,
Salem.

..Respondent

Prayer: Transfer Civil Miscellaneous Petition filed under Section 24 CPC, praying to withdraw the O.P.No.753 of 2026 pending on the file of Family Court at Salem and transfer the same to the file of any other Family Court at Chennai.

For Petitioner: Mr. S.Sathish Rajan

For Respondent: Mr.S.Chendur Eashwaran



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**Order**

The Transfer Civil Miscellaneous Petition has been filed seeking to transfer O.P.No.753 of 2026 pending on the file of Family Court ,Salem, to the file of Family Court at Chennai.

2. The marriage between the petitioner and the respondent was solemnised on 28.10.2011in accordance with Christian Rites and Customs at Salem. Out of the wedlock, a female child was born on 03.05.2013 and a male child was born on 10.02.2016. Since matrimonial discord arose between the parties, the respondent filed a petition before the Family Court, Salem, in D.O.P. No.753 of 2026 under Section 10(1)(x) of the Indian Divorce Act for dissolution of marriage.

3. The petitioner, in her affidavit, has stated that she is residing at Chennai with her children and that she is finding it very inconvenient to travel all the way from Chennai to Salem to contest the matrimonial proceedings initiated by the respondent and hence, she was constrained to file the present petition seeking transfer of the proceedings.

4. Heard both sides and perused the materials placed on record.



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5. The respondent has not filed a counter affidavit controverting the allegations made by the petitioner. Be that as it may, the Transfer Petition has been filed on the ground that the petitioner is residing at Chennai along with her children and that she is finding it extremely inconvenient to travel all the way from Chennai to Salem, covering a distance of approximately 700 kilometres (up and down), to contest the matrimonial proceedings initiated by the respondent. Under the circumstances, this Court is of the view that the balance of convenience is in favour of the petitioner.

6. Hence, the Transfer Civil Miscellaneous Petition is allowed. No costs. O.P.No.753 of 2026 is withdrawn from the file of Family Court, Salem, and transferred to the file of Family Court, Chennai. Consequently, the connected miscellaneous petition is closed.

**18-11-2026**

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

BGA

To

1. Family Court, Salem.
2. Family Court, Chennai



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**N.MALA J.**

**BGA**

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**18-11-2026**



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