
(2008) 12 SC CK 0011

Supreme Court of India

Case No: Transfer Petition (C) 829 of 2007

Anjali Ashok Sadhwani

APPELLANT

Vs

Ashok Kishinchand Sadhwani

RESPONDENT

Date of Decision: Dec. 5, 2008

Acts Referred:

- Civil Procedure Code, 1908 (CPC) - Section 25

Citation: AIR 2009 SC 1374 : (2009) AIRSCW 790 : (2009) 1 AWC 626 Supp : (2009) 2 CTC 287 : (2009) 1 PLJR 242 : (2008) 15 SCALE 570 : (2009) 16 SCC 188

Hon'ble Judges: V. S. Sirpurkar, J; Tarun Chatterjee, J

Bench: Division Bench

Advocate: Vipin Gupta, SCLSC, for the Appellant; Rajesh, for the Respondent

Final Decision: Disposed Of

Judgement

@JUDGMENTTAG-ORDER

1. Heard learned Counsel for the parties. This is an application for transfer filed at the instance of the wife petitioner u/s 25 of the CPC read with Order XIII B of the Supreme Court Rules, 1966 seeking transfer of Petition No. 83 of 2006 (Sh.Ashok Kishinchand Sadhwani v. Smt. Anjali Ashok Sadhwani) now pending in the Family Court at Indore to Family Court of Bandra at Mumbai, Maharashtra.

2. Having heard the learned Counsel for the parties and after going through the materials on record and considering the fact that the distance between Mumbai, Maharashtra and Indore, Madhya Pradesh is about 900 kms and also considering the fact that the petitioner wife has no one in her family to escort her during her journey from Mumbai to Indore, we feel it proper to transfer the case from Family Court of Indore, Madhya Pradesh to Family Court at Bandra, Mumbai. Accordingly, the case being Petition No. 83 of 2006 stands transferred from Family Court of Indore, Madhya Pradesh to Family Court of Bandra at Mumbai, Maharashtra.

3. The learned Judge of Family Court at Indore, Madhya Pradesh is directed to transmit the case records of the aforesaid case to the Family Court at Bandra, Mumbai, Maharashtra within a period of one month from the date of supply of a copy of this order to him.
4. With the aforesaid directions, the application for transfer is thus allowed. There will be no order as to costs.