

Dharshana vs Bindeep T.B

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Court : Kerala Orders

Decided On : Jul-27-2023

Judge : Honourable Mr. Justice P.Somarajan

Appeal No. : Tr.P(C)/189/2023

Appellant : Dharshana

Respondent : Bindeep T.B

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE P.SOMARAJAN
THURSDAY, THE 27TH DAY OF JULY 2023 / 5TH SRAVANA, 1945
TR.P(C) NO. 189 OF 2023 (IN THE MATTTTER OF OP(DIV) 2495/2019
OF FAMILY COURT,THRISSUR) PETITIONER/1ST RESPONDENT IN
O.P: DHARSHANA AGED 24 YEARS W/O BINDEEP T B,PRESENTLY
RESIDING AT H.NO.13/5198, ANANDA BHAVAN, THUNDATHUM
KADAVU, VARAPUZHA, ERNAKULAM DISTRICT P.SIVARAJ
M.MEHAR FARSANA RESPONDENT/PETITIONER & 2ND
RESPONDENT IN O.P: 1 BINDEEP T.B AGED 31 YEARS S/O
BALAKRISHNAN, THIRUTHINMEL HOUSE, MANALITHARA DESOM,
MANALITHARA VILLAGE, MANALITHARA P.O. THALAPPILLY TALUK,
THRISSUR., PIN - 680589 2 *ABIN ANTONY (DELETED) AGED 28

YEARS S/O ANTONY CHIRIYANKANDATH, FLAT NO.117, KAMMA
SANTHRA MAIN ROAD, BENGALURU, KARNATAKA- 560100

(DELETED AS PER THE ORDER DATED 27.07.2023 IN I.A.No.2 OF 2023 IN TR.P(C).No.189 OF 2023) ANAND KALYANAKRISHNAN C.DHEERAJ RAJAN THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27.07.2023, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:
TR.P(C) NO. 189 OF 2023 2

ORDER

This transfer petition is defective in nature since one of the party deleted from the party array i.e., the 2nd respondent at the risk and cost of the petitioner as per order in I.A.No.2 of 2023. The 2nd respondent is also a party to the pending proceedings before the Family Court, Thrissur and as such, no transfer can be granted without hearing and without issuing notice to all parties to the proceedings. No notice was given to the 2nd respondent. Instead the 2nd respondent was deleted from the party array. Hence O.P will stand dismissed. Sd/- P.SOMARAJAN JUDGE LEK TR.P(C) NO. 189 OF 2023 3 APPENDIX OF TR.P(C) 189/2023 PETITIONER ANNEXURES Annexure 1 A TRUE COPY OF OP NO.2495/2019 FILED BY THE 1ST RESPONDENT BEFORE THE FAMILY COURT, THRISSUR

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