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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **FAO(OS) 27/2021 & CM APPL. 26710-26712/2021**

NAINA SURAT RAWAT Appellant

Through: **Mr. Ashish Deep Verma, Adv.**

versus

MUKUL GOYAL Respondent

Through: **Ms. Neelima Tripathi, Sr. Adv. with
Ms. Swati Bhushan Sharma,
Ms.Soumya Sharma and Ms.Gunjan
Singh, Advs.**

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MR. JUSTICE JASMEET SINGH

ORDER

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18.08.2021

1. The present appeal is directed against the order dated 15.07.2021 passed by the learned Single Judge in IA No. 6603/2021 preferred by the appellant/plaintiff in her suit being CS(OS) 254/2021. By the impugned order the learned Single Judge has dismissed the said application preferred by the appellant/plaintiff to seek an anti-suit injunction against the respondent/defendant to injunct him from proceeding with the divorce petition filed by him against the appellant/plaintiff through the Family Court, East London and to seek a restraint against him from proceeding in the said divorce petition.

2. The admitted position is that the appellant/plaintiff has been residing in the U.K. and even today she is in the U.K. and has not returned to India.

She has voluntarily continued to remain in the U.K. The respondent has been residing in the U.K. for a fairly long period of time i.e. about 6 years. Learned senior counsel for the respondent who appears at this stage informs that the respondent has in fact acquired British citizenship on 16.06.2021. Therefore, the plea of the appellant/plaintiff that the Courts in U.K. are not the convenient court of jurisdiction has rightly not been accepted by the learned Single Judge while passing the impugned order. The parties are in the U.K.; the disputes arose between the parties, *inter alia*, in the U.K. and the cause of action was in the U.K. The grievances of the appellant/plaintiff with regard to the alleged conduct of the respondent also relate to and said to have been perpetrated in the U.K.

3. For the aforesaid reasons, we find absolutely no merit in the aforesaid appeal. The same is accordingly dismissed.

VIPIN SANGHI, J

JASMEET SINGH, J

AUGUST 18, 2021

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