HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 9TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MRS. JUSTICE P SREE SUDHA

CIVIL PETITION NO. 421 OF 2025

BETWEEN:

MRS. JYOTI S. SOMARADDI
AGED ABOUT 44 YEARS
W/O SHREEDHAR B. SOMARADDI
NO. 109, FIRST FLOOR, CRYSTAL APARTMENTS
BESIDE SAMUEL PUBLIC SCHOOL,
KITAGANUR MAIN ROAD, HALEHALLI
BANGALORE - 560 036.

...PETITIONER

(BY SRI. METRI MAHAMMADISMAYIL KAREEMSAHEB, ADVOCATE)

AND:

MR. SHREEDHAR B. SOMARADDI
AGED ABOUT 51 YEARS
S/O BHEEMARADDI SOMARADDI
R/O NO. 109, FIRST FLOOR
CRYSTAL APARTMENTS
BESIDE SAMUEL PUBLIC SCHOOL
KITAGANUR MAIN ROAD,
HALEHALLI, BANGALORE - 560 036

ALSO AT 22ND CRFOSS, VIJAYANAGAR
VIDYAGIRI, NEAR LIONS SCHOOL GATE
BAGALKOT - 587 102.

...RESPONDENT

(BY SRI. PRAKASH M. PATIL, ADVOCATE)

Digitally signed by PADMASHREE SHEKHAR DESAI
Location: High Court of Karnataka

THIS CP IS FILED UNDER SEC.24 OF CPC., PRAYING TO DIRECT TO TRANSFER MC NO.132/2025 PENDING ON THE FILE OF LEARNED JUDGE, PRINCIPAL JUDGE, FAMILY COURT, BAGALKOT, TO THE HONBLE VI ADDITIONAL JUDGE, FAMILY COURT, BANGALORE DISTRICT AND TO PASS ANY OTHER EQUITABLE ORDER WHICH THIS HONBLE COURT MAY DEEM-IT TO GRANT IN THE CIRCUMSTANCES OF THE CASE, IN THE INTEREST OF JUSTICE, EQUITY AND LAW.

THIS PETITION, COMING ON FOR ADMISSION, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MRS. JUSTICE P SREE SUDHA

ORAL ORDER

Heard the arguments of both counsel.

2. Learned counsel for the petitioner has filed this transfer application seeking transfer of M.C.No.132/2025, filed by the husband for divorce before the Principal Judge, Family Court, Bagalkot to the VI Additional Judge, Family Court, Bangalore. It is submitted that the petitioner is residing in Bangalore along with her parents and two minor children. The marriage between the petitioner and

the respondent was solemnized in the year 2010, and they are blessed with two children. It is further stated that the respondent had earlier filed M.C.No.4031/2022 for restitution of conjugal rights, which came to be disposed of on 29.02.2024 based on the consent of the parties.

3. Learned counsel for the petitioner submitted that, after the disposal of the RCR proceedings, both parties resided together for sometime. h bvSubsequently, the respondent left the matrimonial home and filed the present petition for divorce. It is further submitted that the petitioner has filed Crl.Misc.No.338/2022 seeking maintenance for herself and the children before the VI Additional Judge, Family Court, Bengaluru. The Court has granted interim maintenance of Rs.30,000/- per month to the children from the date of the application, but the respondent has failed to comply with the said order and has not paid the maintenance amount.

4. It is submitted that Execution Case No.293/2024 was filed in M.C.No.4031/2022. Thereafter,

the parties resided together, and the petitioner continued to reside in the same house. It is further submitted that both parties are joint owners of the said property. The children are aged 14 and 9 years respectively. The petitioner contends that the Family Court at Bagalkot has only temporary jurisdiction, as the respondent's parents reside there and he frequently visits the place. The distance between Bengaluru and Bagalkot is approximately 474 kilometres, and therefore the petitioner seeks transfer of the case.

5. Learned counsel for the respondent reports no objection to the transfer of the case and requests this Court to direct the Family Court to dispose of the matter at the earliest.

6. Considering the distance between the two places and the inconvenience that would be caused to the petitioner in travelling with two minor children, this Court finds it reasonable to transfer M.C.No.132/2025, filed by the respondent-husband for divorce before the Principal

Judge, Family Court, Bagalkot, to the VI Additional Judge, Family Court, Bengaluru, where Crl.Misc.No.338/2022 is already pending between the parties.

7. Accordingly, the petition is ***allowed***.

8. Pending I.As., stand disposed of in view of the disposed of the main appeal.

Sd/-
(P SREE SUDHA)
JUDGE

TMP
List No.: 1 Sl No.: 18