

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Civil Application [MCA] No.986 of 2016

(Sau. Swati Chandrashekhar Dange

vs.

Chandrashekhar Subhashrao Dange)

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Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

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Court's or Judge's Orders

Shri U.J. Deshpande, Advocate for the Applicant.

CORAM : S.B. SHUKRE, J.
DATE : 14th DECEMBER, 2016.

Heard the learned Counsel for the applicant. None
appears for the non-applicant, though duly served.

The record shows that the non-applicant has been
given sufficient time to file his reply. However, the
opportunity, so given to him, has not been availed of by him.
It is clear that the non-applicant does not wish to contest this
application. Even otherwise from the contentions raised in
this application, it appears that there are two proceedings
initiated against the non-applicant by the applicant, one under
Section 125 of the Code of Criminal Procedure and the other
under Section 12 of the Protection of Women from Domestic
Violence Act, and both are pending before the Courts of
Magistrate at Akola. Pendency of these proceedings at Akola
would necessitate the non-applicant to go to Akola in any
case.

In the circumstances, I am of the view that this application deserves to be allowed, especially when no contest to this application has been raised by the non-applicant.

The application is allowed. H.M.P. No.54/2016 pending before the court of Civil Judge Senior Division, Mangrulpir is directed to be transferred to the Court of Civil Judge Senior Division, Akola for disposal in accordance with law. No costs.

The application is disposed of accordingly.

**sdw*

JUDGE