

THE HONOURABLE SRI JUSTICE RAJA ELANGO
TRANSFER CRIMINAL PETITION No.135 OF 2016

ORDER:

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This Transfer Criminal Petition, under Section 407 read with 482 of the Code of Criminal Procedure, 1973, is filed to transfer M.C.No.3 of 2015 from the file of the Family Court – cum – IX Additional District and Sessions Judge, East Godavari District at Rajahmundry to the file of the Family Court, City Civil Court, Hyderabad to try along with O.P.No.196 of 2012.

2. Heard and perused the material available on record.
3. Respondent Nos.2, 3 and 4 are the wife, daughter and son of the petitioner. Respondent No.2 filed the aforementioned O.P. against the petitioner seeking dissolution of her marriage with him. Respondent Nos.2 to 4 filed the aforementioned maintenance case against the petitioner seeking maintenance.
4. After arguing for sometime, learned counsel for the petitioner while not pressing for the main prayer, confined his arguments only to the extent of dispensing with the presence of the petitioner before the trial Court.
5. In view of the same and also considering the nature of allegations wherein the question of identity of the petitioner does not arise, the presence of petitioner before the trial Court is dispensed with except on the dates on which the learned Magistrate insists for his presence. However, the petitioner shall be properly represented through his counsel before the trial Court.
6. Accordingly, the Transfer Criminal Petition is disposed of.

Miscellaneous petitions pending, if any, in this Transfer Criminal Petition shall stand closed.

JUSTICE RAJA ELANGO

27.4.2016
AMD

THE HONOURABLE SRI JUSTICE RAJA ELANGO

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Date: 27.4.2016

AMD