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IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

MISCELLANEOUS CIVIL APPLICATION NO.21 OF 2017

Neha Alias Yogini w/o Shantanu Joshi APPLICANT
Age – 30 years, Occ – Household
R/o c/o Vijay Madhukar Shastri Sangamule,
Opp Vitthal Mandir, Old Jalna
Taluka and District – Jalna

VERSUS

Shantanu s/o Vijay Joshi RESPONDENT
Age – 32 years, Occ – Priest,
R/o 319, Gokuldas Lane,
Trimbakeshwar, Taluka – Trimbakeshwar
District – Nashik

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Mr. Pradeep N. Sonpethkar, Advocate for the applicant
Mr. S. R. Deshpande, Advocate for the respondent

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[CORAM : SUNIL P. DESHMUKH, J.]

DATE : 20th MARCH, 2017

ORAL JUDGMENT :

1. Rule. Rule made returnable forthwith and heard finally with consent of learned advocates for the parties.
2. This miscellaneous civil application has been moved seeking transfer of proceedings bearing Hindu Marriage Petition No.54 of 2013 filed by respondent – husband seeking divorce in the court of Civil Judge, Senior Division, Nashik, to a competent

court at Jalna.

3. Learned advocates are not at dispute that three more proceedings between the parties, initiated at the behest of the applicant, are pending at Jalna, which are attended to by the respondent. It is being contended on behalf of the applicant that to attend to the proceedings at Nashik is difficult for her, since distance between the two cities is about 250 km and additionally, the applicant has to maintain a child.

4. Learned advocate for the respondent purports to resist, however, is not in a position to dispute correctness of submissions about respondent being attending to the proceedings at Jalna. He strenuously submits that in the event the application is allowed, proceedings be directed to be disposed of expeditiously, since the matters are pending for quite a long time.

5. In view of aforesaid, it appears to be expedient to consider the request made under the miscellaneous civil application. As such, the Miscellaneous Civil Application stands granted in terms of prayer clause "B" and is disposed of. Rule is made absolute accordingly.

6. Proceedings between the parties at Jalna be carried forward expeditiously and disposed of as early as possible, preferably within a period of nine months from the date of receipt of writ of this order. In view of request made on behalf of the respondent, since he has to travel from Trimbakeshwar to Jalna, the proceedings at Jalna be so arranged to be convenient to the respondent.

[SUNIL P. DESHMUKH, J.]

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