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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

MISC. CIVIL APPLICATION NO.147 OF 2017

Gauri w/o Sandeep Jagtap,
Age: 21 years, Occ: Household,
R/o. C/o. Prabhakar Asaram Dhage
Pravara-Sangam, Tq. Newasa,
Dist. Ahmednagar.

..PETITIONER

VERSUS

Sandeep Balasaheb Jagtap,
Age: 30 years, Occ: Labour,
R/o. Shivapur (Shelkewadi),
Tq. Niphad, Dist. Nashik.

..RESPONDENT

Mr Satej S. Jadhav, Advocate for petitioner;
Mr S.S. Thombare, Advocate for respondent

CORAM : NITIN W. SAMBRE, J.

DATE : 27th SEPTEMBER, 2017

ORAL ORDER :

Transfer of proceedings being Hindu Marriage Petition No.174 of 2017, filed by the respondent-husband, is sought by the applicant-wife from the Court of Civil Judge, Senior Division, Niphad, District Nashik to the Court of Civil Judge, Senior Division, Newasa, District Ahmednagar, particularly looking to the convenience

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of the applicant and her husband.

2. The prayer is opposed by the respondent - husband on two counts; (a) the application is filed on the cause of action as disclosed therein at Niphad and (b) this Court lacks territorial jurisdiction.

3. so far as first issue is concerned, it is required to be noted that the respondent was given option to pay conveyance and out of pocket expenses to be incurred by the applicant for travelling, to which, he has not agreed to. So far as second contention of territorial jurisdiction is concerned, said issue is no more *res-integra*, in view of the judgment of this Court in the matter of **Sayali vs. Swapnil**, reported on **2014(1) Mh.L.J. 584**.

4. In view thereof, Misc. Civil Application Stands allowed in terms of prayer clause (B).

(NITIN W. SAMBRE, J.)