

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

MISC. CIVIL APPLICATION NO. 196 of 2017

Shital W/o Sunil Gawai,
age 27 years occupation household
R/o C/o Nana Kashinath Suradkar,
Laghu Vean Colony, Samrat Ashok Nagar,
Ward No. 1, Buldhana Taluka and Dist. Buldhana ...**PETITIONER.**

VERSUS

Sunil Pandharinath Gawai,
age 30 years occupation private service
R/o N-9, M-2, HUDCO, Aurangabad
Taluka and Dist. Aurangabad. ...**RESPONDENT**

Mr Vaibhav B. Dhage, Advocate for petitioner
Mr D.R. Jayabhar, Advocate for respondent.

CORAM : NITIN W. SAMBRE, J.

DATE : 23rd November, 2017

ORAL ORDER :

Shri Jayabhar, learned Counsel for the respondent, opposed the application for transfer on the ground that equally hardships will be caused to the non-applicant/husband. He submits that non-applicant is ready and willing to stay with the applicant. However, it is the applicant who has on her own accord has left company of the non-applicant.

2. When confronted, the learned Counsel for the non-applicant is not in a position to make a statement qua amount of expenses, which he is willing to pay towards conveyance and out of pocket expenses to the applicant/wife.

3. In the wake of above, having regard to the convenience and hardships of the applicant and the fact that non-applicant is not willing to pay any expenses, the application needs to be allowed.

4. As such, the application stands allowed in terms of prayer Clause "B".

(NITIN W. SAMBRE, J.)

pjm