

IN THE HIGH COURT OF BOMBAY AT GOA**WRIT PETITION NO.160 of 2017**

Ms. Vina Dattaram Patkar,
Alias Ms. Vina Vaman Ghode
wife of Mr. Dajvip Patkar,
unemployed, aged 32 years,
Indian national, residing at
Sita Niwas, Near Safy Masjid,
Baina, Vasco da Gama .. Petitioner

Vs.

Mr. Dattaram Jaya Vilas Patkar
Alias Mr. Dajvip Patkar,
son of Mr. Vilas Madhukar Patkar
Indian national, major in age,
Advocate by profession.
Residing at Chamundavan, B-19,
Housing Board Colony,
Mapusa, Bardez, Goa- 403 507 .. Respondents.

Mr. Bhargav Khandeparkar, Advocate for the petitioner.

Respondent in person.

CORAM :- C. V. BHADANG, J.

DATE:- 22nd February, 2017

ORAL JUDGMENT :

Rule, made returnable forthwith. The respondent, who appears in person, waives service. Heard finally by consent of the parties.

2. By an order dated 26/02/2015 in W.P.No.734/2014 and W.P.No.145/2015, this Court has transferred Matrimonial Petition No.111/2014/B, pending in the Court of Senior Civil Judge at

Mapusa and Matrimonial Petition No.57/2014/B, pending before the learned Senior Civil Judge at Vasco to the Court of learned Senior Civil Judge at Panaji and both these Matrimonial Petitions have been clubbed together. Matrimonial Petition No.111/2014/B is filed by the respondent while Matrimonial Petition No.57/2014/B is filed by the petitioner and in both these petitions, the parties are seeking dissolution of marriage.

3. The respondent has now filed Matrimonial Petition No.65/2016 again for dissolution of marriage, which is pending before the learned Senior Civil Judge at Mapusa. By the present petition, the petitioner is seeking transfer of the said petition to the Court of learned Senior Civil Judge at Panaji.

4. The respondent, who appears in person, has no objection for transfer of the petition to the Court of Senior Civil Judge at Panaji, where the other two petitions are pending. It is submitted that the third petition is part heard while the earlier two petitions are still not ripe for hearing.

5. Thus, without going into the question of clubbing of the petitions, at this stage, which can be decided by the learned Senior Civil Judge, if raised by any of the parties, the petition is allowed by consent of the parties. Consequently, Matrimonial Petition No.65/2016 is hereby withdrawn from the file of learned

Senior Civil Judge at Mapusa and is transferred to the file of learned Senior Civil Judge at Panaji for disposal according to law. Parties to appear before the Trial Court on 30/03/2017 at 10.00 a.m.

6. Rule is made absolute in the aforesaid terms, with no order as to costs.

C. V. BHADANG, J.

SMA