

THE HON'BLE SRI JUSTICE T.SUNIL CHOWDARY

Tr.C.M.P.No.20 of 2017

ORDER:

This petition is filed under Section 24 of C.P.C. seeking to withdraw F.C.O.P.No.1987 of 2016 from the file of the Family Court, Ranga Reddy District at Miyapur, and transfer the same to the file of the Family Court-cum-V Additional District Court, Tirupati.

2. Heard the learned counsel for both parties.

3. A perusal of the record reveals that the marriage of the petitioner was performed with the respondent on 11.02.2015 at Tirupati, as per Hindu Rites and Caste Customs. Immediately after the marriage, the petitioner joined the respondent to lead marital life. For one reason or other, disputes arose between the petitioner and respondent; therefore, the petitioner has been residing at her parents' house in Tirupati. While things stood thus, the respondent filed F.C.O.P.No.1987 of 2016 on the file of the Family Court, Ranga Reddy District at Miyapur, against the petitioner for dissolution of marriage between them.

4. It is the case of the petitioner that she is facing much difficulty to travel from Tirupati to Hyderabad in order to prosecute F.C.O.P.No.1987 of 2016.

5. While deciding the petitions of this nature, the Court has to take into consideration the inconvenience likely to be caused to the parties to the proceedings, more particularly, to the wife and children. As per the principle enunciated in **T.Gayatri Devi v.**

Dr. Tallepaneni Sreekanth¹, Rachna Kanodia v. Anuk Kanodia²
and **Sumita Singh v. Kumar Sanjay and another³**, the
paramount consideration, in transfer of matrimonial cases, is the
convenience of the wife.

6. Having regard to the facts and circumstances of the case and
also the principle enunciated in the cases cited supra, I am of the
considered view that the relief sought by the petitioner deserves to
be granted.

7. In the result, the Transfer Civil Miscellaneous Petition is
allowed. F.C.O.P.No.1987 of 2016 is withdrawn from the file of the
Family Court, Ranga Reddy District at Miyapur, and transferred to
the file of the Family Court-cum-V Additional District Court,
Tirupati, for disposal in accordance with law. There shall be no
order as to costs.

8. Consequently, Miscellaneous Petitions, if any, pending in
this Transfer Civil Miscellaneous Petition shall stand closed.

T.SUNIL CHOWDARY, J

Date: 08.10.2018
Ivd

¹ 2013 (6) ALT 42 (SC)

² 2001 (7) Supreme 96

³ AIR 2002 SC 396