

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

MISC.CIVIL APPLICATION NO.38 OF 2019

RENUKA PRAVIN SHAHANE @ RENUKA DIGAMBAR MAID  
VERSUS  
PRAVIN PRATHVIRAJ SHAHANE

...  
Advocate for the Applicant : Shri D.R.Jayabhar.  
...

**CORAM: RAVINDRA V. GHUGE, J.**

**DATE :- 04<sup>th</sup> June, 2019**

**Per Court:**

1           Despite service of court notice, the respondent/ husband has failed to appear either in person or through an advocate.

2           On 27.02.2019, this Court had passed the following order :-

- "1.   *The applicant/wife prays for transferring Petition-A No.549/2018 from the Family Court at Nashik to the Family Court at Ahmednagar. She is residing with her parents who are aged. A six years old daughter is residing with her. She was compelled to leave her marital home due to the harassment caused by the husband and his family members.*
2.   *Reliance is placed on the following judgments :*
  - (i)   *Vaishali Shridhar Jagtap vs. Shridhar Vishwanath Jagtap, AIR 2016 SC 3584,*
  - (ii)   *Soma Choudhuri Vs. Gourab Choudhuri, (2004) 13 SCC 462,*
  - (iii)   *Mona Aresh Goel Vs. Aresh Satya Goel, AIR 2000 Supreme Court 3512(1),*
  - (iv)   *Sumita Singh Vs. Kumar Sanjay and another, AIR*

- 2002 Supreme Court 396,*
- (v) *Anjali Ashok Sadhwani Vs. Ashok Kishinchand Sadhwani, AIR 2009 SC 1374,*
  - (vi) *Ashwini Rahul Mergu Vs. Rahul Balkisan Mergu, MCA No. 132/2018 (Aurangabad Bench) dated 21.09.2018,*
  - (vii) *Laxmichhaya Bhagyesh Joshi @ Laxmichhaya Jagdish Jakhadi Vs. Bhagyesh Arvind Joshi, MCA No.118/2018 (Aurngabad Bench) dated 25.09.2018.*
3. *Issue notice to the respondent, returnable on 05.04.2019. Until then, the Family Court would adjourn the proceedings at Nashik.*
4. *A spare copy of the paper book for serving the respondent is tendered in the Court and the same is taken on record."*

3           In view of the above, this Miscellaneous Civil Application is allowed in terms of prayer clause "C" and Petition No.A-549/2018 shall stand transferred from the Family Court at Nashik to the Family Court at Ahmednagar.

4           The applicant/ wife shall appear before the concerned court at Ahmednagar on 12.07.2019. Notice to the respondent/ husband can be issued by the said court for causing his appearance.