

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

MISC. CIVIL APPLICATION NO. 597 OF 2019

Sau. Madhuri Kishor Ghatod

..Vs..

Kishor S/o Haribhau Ghatod

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.K. Madane, Adv. For applicant.
Shri S.R. Kadam, Adv. For non-applicant.

CORAM : NITIN W. SAMBRE, J.

DATED : 05.09.2019

The applicant is custodian of minor child aged about 7 years, already has initiated proceedings under Section 125 of the Criminal Procedure Code. The distance between two places where transfer is sought is almost about 150 kilometers one way.

In aforesaid background, the prayer for transfer is opposed on the ground that the non-applicant is ready to bear all reasonable expenses and the applicant being woman is taken undue advantage.

Considering the background in which the proceedings are initiated, the fact that the proceedings under Section 125 of Criminal Procedure Code are already pending at Nagpur in which the non-applicant is appearing and the

hardship narrated, it will be appropriate to allow the application in terms of prayer clause (a).

JUDGE

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