

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1226 of 2020

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Rashmi Rani W/o Rajnish Raushan D/o Shiv Shankar Prasad, Resident of
Mohalla- Durgawari, Haridas Chaterji Lane, P.S.- Civil Lines, District- Gaya

... .. Petitioner

Versus

Rajnish Raushan S/o Sri Om Prakash, Flat No. 303, third Floor, Rai Gharana
Apartment (Campus of Pyara Gharana, Chandauti More, Pin Code-823001 at
present residing at C/o Sri A.K. Dube Advocate, House No.-3, Bhikhanpur
Gumti No. 12, New Bihari Mandir, Bhagalpur, District- Bhagalpur

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Ravindra Kumar Sinha, Advocate
For the Opposite Party : Mr.Rajeev Kumar Sinha, Advocate

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

5 15-07-2021 Heard learned counsel appearing on behalf of the

petitioner and learned counsel appearing on behalf of the

opposite party.

There is no denial of the fact that the opposite party
also belongs to the same district of Gaya as evident from the
uncontroverted statement made in paragraph 12 of this
application which is quoted hereinbelow:-

*“12. That it is stated that the petitioner is
residing at Gaya and the house of the opposite
party is also within the jurisdiction of Family
Court, Gaya, but only with an intension (sic) to
harass the petitioner. He filed this case at
Bhagalpur, where he is residing temporary.”*



Considering the fact that the opposite party also belongs to the territorial jurisdiction of the Principal Judge, Family Court, Gaya, the present petition is allowed. Matrimonial Case No. 369 of 2019 pending in the Court of the Principal Judge, Family Court, Bhagalpur is directed to be transferred to the Principal Judge, Family Court, Gaya. Principal Judge, Family Court, Bhagalpur is required to transmit the entire files and record of Matrimonial Case No. 369 of 2019 to the Principal Judge, Family Court, Gaya at the earliest so that the Principal Judge, Family Court, Gaya may appropriately decide the aforesaid Matrimonial Case No. 369 of 2019.

The application stands allowed to the extent as indicated above.

(Anil Kumar Upadhyay, J)

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