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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
MISC. CIVIL APPLICATION NO. 39 OF 2021**

Shilpa Abhijeet Phalke	Applicant.
V/s	
Abhijeet Ashok Phalke	Respondent

Mr.Prabhanjan Gujar for the Applicant.

CORAM: NITIN W. SAMBRE, J.

DATE: AUGUST 12, 2021

P.C.:-

- 1] Though served, none appears for the respondent– husband.
- 2] The applicant, a servicing wife, is the custodian of a child.
- 3] Considering the hardship and the fact that the contentions in the application are not controverted by the respondent – husband, the application is allowed in terms of prayer clauses (a) and (b) which read as under;

“(a) That by an order of this Hon’ble Court the record and proceedings of A-Petition No. 57 of 2021 (earlier Petition No. 220 of 2020 filed before Civil Judge, Senior Division, Satara) filed for Divorce before Family Court at

Satara be called for;

- (b) *that by an order of this Hon'ble Court the proceedings of A-Petition No.57 of 2021 (earlier Petition No. 220 of 2020 filed before Civil Judge, Senior Division, Satara) filed by Respondent/ husband before Family Court Satara be pleased to transfer to Family Court at Pune and same be heard with A/ 1917 / 2020 filed by the applicant/ wife under Section 9 of the Hindu Marriage Act for restitution of conjugal rights before Family Court, Pune."*

(NITIN W. SAMBRE, J.)