

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 151 OF 2021

Harshad Narendra Dombé

.....Applicant

V/s.

Pournima Harshad Dombé
and anr.

.....Respondents

* * * *

Mr. Swapnil Mhatre, Advocate for the applicant.

Mr. Nilesh G. Nidhalkar, Advocate for respondent no.1.

Mr. Y.M. Nakhawa, APP for State.

Coram : Sandeep K. Shinde, J.

Monday, 29th November, 2021.

P.C. :

1. Heard.

2. It is an application under Section 407 of the Criminal Procedure Code, whereby the applicant is seeking transfer of proceedings under Section 125 of the Criminal Procedure Code in Criminal M.A. No.2129/2020 from the Court of Judicial Magistrate First Class-III, Pune to the

Family Court where Petition No.1129/2018 is pending, being filed by the applicant-husband.

3. Indisputably, respondent-wife had also filed D.V. proceedings against the petitioner being Criminal M.A. No.1829/2019 in the Court of Judicial Magistrate First Class, Pune. This Court, vide order dated 10th December, 2019 transferred D.V. proceedings to the Family Court, Pune where applicant has filed a petition for divorce.

4. In consideration of the facts of the case, so as to avoid multiple recording of evidence and for the convenience of the parties, the application is allowed in terms of prayer clause (a) and disposed of accordingly.

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(Sandeep K. Shinde, J.)