

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**TUESDAY, THE TWENTY SIXTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY ONE**

PRESENT

THE HONOURABLE SRI JUSTICE A.VENKATESHWARA REDDY

TRANS. CIVIL MISC.PETITION NO: 6 OF 2021

Between:

Smt. Kathuripally Madhavi, W/o K.Venkatesh, Aged about 31 years, Occu House
Wife, R/o H.No 12-8-213/7/1, Hunter Road, Warangal, City and District.

...PETITIONER

AND

Kathuripally Venkatesh, S/o K.Jayaprakash, Age about 34 years, Occu Now Nill,
R/o.H.No 29-1433/4/16, East Kakathiya Nagar, Neredmet, Medchal Malkajgiri district

...RESPONDENT

Petition Under Section 24 of the C.P.C. Praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to withdraw and direct to transfer the case F.C.O.P.No. 371 of 2020 on the file of the Hon'ble Additional District Judge Cum Family Court, at Medchal District to any Court of Competent Jurisdiction at Warangal .

IA NO: 1 OF 2021

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all for the proceedings in F.C.O.P No. 371 of 2020 before the Hon'ble Additional District Judge Cum Family Court, at Medchal District pending the above Transfer CMP.

Counsel for the Petitioner :SRI. BONDEMPALLY RAMULU

Counsel for the Respondents: N VISHNU MURTHY(NOT PRESENT)

The Court made the following: ORDER

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HONOURABLE SRI JUSTICE A.VENKATESHWARA REDDY

Tr.CMP.No.6 of 2021

ORDER:

Heard learned counsel for the petitioner. Learned counsel for respondent called absent. No representation.

2. Perused the record. As per the averments of the transfer CMP, the petitioner-wife requested to withdraw and transfer the case in F.C.O.P.No.371 of 2020 pending on the file of learned XVI Additional District Judge-cum-Additional Family Court at Malkajgiri to any other competent Court at Warangal and to pass any such other orders.
3. A perusal of the affidavit filed in support of petition, it is found that the petitioner is living with her parents at Warangal and she is a house wife. So far, she has not been paid any maintenance. The respondent is residing at Neredmet of Medchal-Malkajgiri. She has financial problems also. Therefore, considering the entire scheme of the Hindu Marriage Act, 1955 Section 24 C.P.C. and hardship on the part of petitioner, also as there is no representation on behalf of respondent-husband, I am inclined to accept the request of the petitioner for withdrawal of F.C.O.P.No.371 of 2020 pending on the file of learned XVI Additional District Judge-cum-Additional Family Court at Malkajgiri and to transfer the same to the Judge, Family Court at Warangal.
4. Accordingly, Tr.CMP is allowed. F.C.O.P.No.371 of 2020 pending on the file of learned XVI Additional District Judge-cum-Additional Family Court at Malkajgiri is hereby withdrawn and transferred the same to the Judge, Family Court at Warangal. The

learned XVI Additional District Judge is hereby directed to transmit the entire record in FCOP.No.371 of 2020, duly indexed to the Court of Judge, Family Court at Warangal within one month from the date of receipt of a copy of this order. Pending miscellaneous applications, if any, shall stand closed.

//TRUE COPY//

SD/-B.SATYAVATHI
ASSISTANT REGISTRAR

GP
SECTION OFFICER

To,

1. The XVI Additional District Judge Cum Additional Family Court, at Malkajgiri , Medchal District.
2. The Judge, Family Court at Warangal.
3. One CC to SRI. BONDEMPALLY RAMULU Advocate [OPUC]
4. One CC to SRI. N VISHNU MURTHY Advocate [OPUC]
5. Two CD Copies
6. One Spare Copy

CDL

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HIGH COURT

DATED:26/10/2021

ORDER

TRCMP.No.6 of 2021

ALLOWING THE TR.C.M.P



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