

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

MONDAY, THE FIRST DAY OF NOVEMBER
TWO THOUSAND AND TWENTY ONE

**PRESENT
THE HONOURABLE SRI JUSTICE A.VENKATESHWARA REDDY**

TRANS. CIVIL MISC.PETITION NO: 52 OF 2020

Between:

1. Mohammed Azhar Ali S/o Mohd Taher Ali, Aged 17 yrs (minor) Occ. Student, R/o 8-3-228/1242, Rehmath Nagar, Yousufguda, Hyderabad, State of Telangana 500045
2. Madia Jabeen, D/o Mohd. Taher Ali, Aged 16 yrs (minor) Occ. Student
3. Mohammed Tafeem Ali, S/o Mohd Taher Ali Aged 11 yrs (minor) Occ. Student
4. Mayera Jabeen, D/o Mohd Taher Ali, Aged 9 yrs (minor) Occ. Student 1 to 4 being minors Rep.by their Maternal Uncle and are under Custody of Mohammed Younus S/o Late Mohd Abdul Kareem Aged 39 yrs Occ. Private Service

All R/o 8-3-228/1242, Rehmath Nagar, Yousufguda, Hyderabad, State of Telangana 500045
...**PETITIONER**

AND

1. Mohd. Taher Ali @ Taher Ali S/o Mohd Basher Ali, Aged 43 yrs Occ.NRI, R/o 2-126/1, Moin Mohalla, Shamshabad, R.R district. 2.
2. Mohammed Rafeeq, S/o Late Mohd Abdul Kareem Aged . 42 yrs Occ Business R/o 8-3-228/1242, Rehmath Nagar, Yousufguda, Hyderabad, State of Telangana 500045

(Respondent no.2 is only formal party and Not necessary party and no relief is claimed against him)
...**RESPONDENTS**

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 O.P.No. 356 OF 2018 pending on the file of the Hon'ble Family Court Judge, City Civil Courts at Hyderabad, and transfer the same to be tried along with M.C.No. 86 of 2020 on the file of Hon'ble Additional Metropolitan Sessions Judge For Trial of Jubilee Hills Car Bomb Blast Case -Cum Additional Family Court-Cum- XXXIII Additional Chief Judge -Cum-IX Additional Metropolitan Sessions judge, At Nampally, Hyderabad.

IA NO: 1 OF 2020

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 further proceedings in O.P.No. 356 OF 2018 pending on the file of the Hon'ble Family Court Judge, City Civil Court at Hyderabad, pending disposal of the above transfer petition.

Counsel for the Petitioner: SRI. J. MOHAN SINGH

Counsel for the Respondent: SRI C. SRIDHAR

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE A. VENKATESHWARA REDDY

Tr.C.M.P. No.52 of 2020

ORDER:

Heard learned counsel for the petitioner.

Sri C.Sridhar, learned counsel represented that he filed vakalat for both the respondents, though respondent No.2 is shown as not necessary party. He submits that the respondents are not in contact with him. Thus, the respondents are not evincing any interest in prosecuting the matter.

This Tr.C.M.P. is filed seeking to withdraw O.P.No.356 of 2018 on the file of Judge, Family Court, City Civil Courts, Hyderabad, and to transfer the same to the Additional Metropolitan Sessions Judge for Trial of Jubilee Hills Car Bomb Blast Cases-cum-Additional Family Court-cum-XXXIII Additional Chief Judge-cum-IX Additional Metropolitan Sessions Judge, Nampally, Hyderabad (hereinafter referred to as "Metropolitan Sessions Judge"), where M.C.No.86 of 2020 is pending between the parties herein.

In the circumstances of the case and also considering the fact that the petitioner has requested only to transfer O.P.No.356 of 2018, I find some justification in the request of the petitioner.

In the result, the Tr.C.M.P. is allowed, and O.P.No.356 of 2018 on the file of Judge, Family Court, City Civil Courts, Hyderabad, is withdrawn and transferred the same to the Metropolitan Sessions Judge, for trial along with M.C.No.86 of 2020 pending on the file of that Court. Learned Judge, Family Court, City

Civil Courts, Hyderabad, is directed to transmit the entire record in O.P.No.356 of 2018, duly indexed, to the Metropolitan Sessions Judge, within one month from the date of receipt of a copy of this order.

Miscellaneous petitions, if any pending, shall stand closed. No costs.

//TRUE COPY//

SD/-K.AMMAJI
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. The Judge, Family Court, City Civil Courts, Hyderabad.
2. One CC to SRI. J. MOHAN SINGH, Advocate [OPUC]
3. One CC to SRI. SRIDHAR CHIKYALA, Advocate [OPUC]
4. Two CD Copies
5. The Metropolitan Sessions Judge For Trial of Jubilee Hills Car Bomb Blast Case -Cum Additional Family Court-Cum- XXXIII Additional Chief Judge -Cum-IX Additional Metropolitan Sessions judge, Nampally, Hyderabad.
6. One Spare Copy

TR

HIGH COURT

DATED:01/11/2021

ORDER

TRCMP.No.52 of 2020



ALLOWING THE TRCMP

17/11/2021 (7)