

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

MISC. CIVIL APPLICATION NO. 176 OF 2022

Medha w/o Akash Patwari
@ Medha d/o Shrikant Rawale

Applicant

Versus

Akash Vijay Patwari

Respondent

Mr. N. K. Tungar, advocate for the Applicant
Mr. R. K. Khandelwal, advocate for the Respondent.

CORAM : SANDIPKUMAR C. MORE J.

DATE : 30th September, 2022.

PC :

Heard learned Counsel for the respective parties.

The applicant-wife is seeking transfer of marriage
Petition No. A-785 of 2022, pending before the Family Court-
2, Pune, to the Family Court at Aurangabad.

The learned Counsel for the applicant-wife
submits that the wife has also filed Petition for restitution of
conjugal rights at Family Court, Aurangabad, in which the
husband has appeared and attending the dates regularly.
Besides, the wife has also filed Complaint before the Women
Cell at Aurangabad against the Respondent-husband.

On the contrary, learned Counsel for the Respondent-husband strongly opposed the application by filing affidavit-in-reply mentioning that both the proceedings at Aurangabad are filed by the wife as a counter blast to the petition filed by him for divorce at Family Court, Pune. He further submits that the Respondent-husband, being a qualified person, has to stay at Pune as he is working in Private Trading Company. It is submitted that he is also ready to provide necessary charges for applicant-wife for attending the dates at Pune.

However, it is to be noted that the applicant-wife is not having independent source of income and the distance between Aurangabad and Pune is 230 Kms approximately. Further, anyhow the Respondent-husband is attending the dates of the proceedings filed by the wife at Aurangabad and, therefore, the matter at Family Court, Pune, can be conveniently transferred to Family Court, Aurangabad.

Hence, following order is passed.

- (i) Misc. Civil Application is hereby allowed and

Marriage Petition No.A-785 of 2022, pending in Family Court-2, Pune, is hereby transferred to the Family Court, Aurangabad, for its simultaneous disposal along with A-Petition No. 314 of 2022, pending there, as expeditiously as possible.

(ii) Misc. Civil Application is disposed of accordingly.

(SANDIPKUMAR C. MORE)
JUDGE

adb