

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

MISC. CIVIL APPLICATION NO. 222 OF 2022

Archana w/o Rahul Gaikwad

Applicant

Versus

Rahul s/o Dagadu Gaikwad

Respondent

Mr. S. V. Bhopi, advocate holding for Mr. V. B. Dhage,
advocate for the Applicant

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 01st December, 2022.

PC :

1 Heard learned Counsel for the applicant. The
respondent-husband, though served, but remained absent.

2 The applicant is seeking transfer of HMP No. 746
of 2021 filed by the respondent-husband for restitution of
conjugal rights, from the Court of Civil Judge, Senior Division,
Udgir, to Family Court, Nanded.

3 It appears that the applicant-wife has lodged FIR

under Section 498-A & other Sections of IPC against the respondent-husband and, therefore, the respondent is bound to come to Nanded.

4 As such, considering convenience of the applicant-wife, following order is passed:

- (i) Misc. Civil Application is hereby allowed.
- (ii) HMP No. 746 of 2021 is transferred from the Court of Civil Judge, Senior Division, Udgir, District Latur, to Family Court Nanded, for its disposal according to law.
- (ii) The respondent is directed to appear before the Family Court Nanded, on or before 02nd January, 2023.

(SANDIPKUMAR C. MORE)
JUDGE

adb