

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SMT JUSTICE P.SREE SUDHA

TRANS. CIVIL MISC.PETITION NO: 23 OF 2022

Between:

Smt. Tejaswi, W/o. M.Ajay Khanth, Age about 28 Years, Occ. Private Employee,
R/o. H.No Quarter No.B-1/17 PTS NTPC, Jyothinagar, Somanapally ;
Ramgudam Mandalam, Karimnagar District. Ph.8019111807

...PETITIONER

AND

Mr.Ajay Kanth, S/o Sree G.Ram Swamy, Age About 32 Years, Occ. Employee.
R/o. H.No 103, Chandrakala Residency, Allapur, Gayatrinagar, Borabanda,
Hyderabad-500018

...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 the HMOP. NO 623 of 2021 pending on the file of Honourable I Addl Family Court, City Civil Court, at Hyderabad and transfer the same to the court of the Hon'ble Family Court Cum Additional District and Session Judge at Karimnagar, Karimnagar District.

IA NO: 1 OF 2022

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 HMOP 623/2021 pending on the file of Honourable I Addl. Family Court, CCC, at Hyderabad pending the Transfer Petition, in the interest of justice.

Counsel for the Petitioner :SRI. V NITESH

Counsel for the Respondents: VUPPALAPATI SREENIVASA RAO

The Court made the following: ORDER

THE HONOURABLE SMT JUSTICE P.SREE SUDHA

TRANSFER CIVIL MISCELLANEOUS
PETITION No.23 OF 2022

ORDER:

This Transfer Civil Miscellaneous Petition is filed by the petitioner / wife to withdraw HMOP No.623 of 2021 pending on the file of Judge, I Additional Family Court, City Civil Court at Hyderabad and transfer the same to the Court of the Judge, Family Court-Cum-Additional District and Session Judge at Karimnagar, Karimnagar District.

2. Heard both sides. Perused the record.

3. H.M.O.P.No.623 of 2021 was filed by husband, who is the respondent herein, seeking divorce in the Court of the Judge, I Additional Family Court, City Civil Court, Hyderabad. The petitioner herein lodged a complaint with SHO, NTPC Jyothi Nagar, Peddapalli District vide FIR No.182 of 2020, which was numbered as SC No.278 of 2021 on the file of the V Additional District and Sessions Judge, Karimnagar. The petitioner stated that she is residing at Jyhothi Nagar, Somanpally, Ramagundam Mandal along with her parents and it became inconvenient

for her to travel 230 K.M. and that she has to incur huge expenditure for travel. The respondent herein is a software engineer and getting a monthly salary of Rs.1.50 Lakhs.

4. In view of the above facts and circumstances and more particularly the respondent/husband has to attend a case filed by his wife at Karimnagar and that he is having financial source to travel Karimnagar, this petition deserves to be allowed.

5. In the result, this Transfer CMP is allowed ordering withdrawal of HMOP No.623 of 2021 pending on the file of Judge, I Additional Family Court, City Civil Court at Hyderabad and transfer the same to the Court of the Judge, Family Court-Cum-Additional District and Sessions Judge at Karimnagar, Karimnagar District for disposal in accordance with law. The learned Judge, I Additional Family Court, City Civil Court at Hyderabad shall transmit the entire case records in HMOP No.623 of 2021 to the Court of the Judge, Family Court-Cum-Additional District and Session Judge at Karimnagar, Karimnagar District.

In the facts and circumstances of the case, there shall be no order as to costs. Miscellaneous petitions, if any, pending, in this Transfer CMP, shall stand closed.

Sd/-I.NAGALAKSHMI
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The I Additional Family Court, City Civil Court, at Hyderabad .
2. The Family Court Cum Additional District and Session Judge at Karimnagar, Karimnagar District.
3. The Station House Officer, NTPC Police Station , Peddapalli District.
4. One CC to SRI. V NITESH Advocate [OPUC]
5. One CC to SRI. VUPPALAPATI SREENIVASA RAO Advocate [OPUC]
6. Two CD Copies
7. One Spare Copy

CDL



HIGH COURT

DATED:17/06/2022

ORDER

TRCMP.No.23 of 2022



ALLOWING THE TRCMP
ORDERING WITHDRAWAL.

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25-7-22 (8)