

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

MISC. CIVIL APPLICATION NO. 304 OF 2022

Sow. Rashmi Mahesh Gonge,
age: 40 years, Occ: Service,
at present R/o C/o Ramesh
Madhavrao Musale, Plot No.6,
Ekdant Row House, Lendkar
Mala, Balikashram Road,
Ahmednagar, Tq. and District
Ahmednagar.

Applicant

Versus

Mahesh Ashok Gonge,
age: 40 years, Occ: Service,
R/o Sutar Galli, Kolgaon,
Tq. Shrigonda, District
Ahmednagar.

Respondent

Mr. Sanket Nikam, advocate holding for Mr. Y. V. Kakade,
advocate for the Applicant
Respondent is served.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 07th July, 2023.

JUDGMENT :

1 Heard learned Counsel Mr. Sanket Nikam, holding
for Mr. Y. V. Kakade, advocate for the applicant.

2 The respondent, despite service, remained absent.

3 The applicant-wife is seeking transfer of Hindu Marriage Petition No.41 of 2022, filed by the respondent-husband for getting divorce, from the Court of Civil Judge, Senior Division, Shrigonda to the learned Family Court, Ahmednagar.

4 According to the applicant, she is not having any independent source of income. Moreover, she has also filed proceeding for restitution of conjugal rights against the respondent-husband in the Family Court at Ahmednagar, which is pending.

5 There is no oppose to this application. Since the respondent will have to appear before the Family Court at Ahmednagar in the proceeding filed by the applicant-wife, following order is passed:

{i} Misc. Civil Application is allowed.

{ii} Hindu Marriage Petition No.41 of 2022 is hereby

transferred to the Family Court at Ahmednagar from the Court of Civil Judge, Senior Division, Shrigonda for disposal according to law.

{iii} The Respondent is directed to appear before the Family Court at Ahmednagar, on or before 1st August, 2023.

{iv} Misc. Civil Application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

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