

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE JURISDICTION**

MISCELLANEOUS CIVIL APPLICATION NO. 224 OF 2023

Sou. Sujata alias Deepali Sandip Awchare	Applicant
Versus	
Sandip Sadashiv Awachare	Respondent

Ms. Snehal Mande, Advocate for the Applicant.
Mr. H. S. Shinde, Advocate for the Respondent.

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CORAM : SHIVKUMAR DIGE, J.

DATE : 2nd FEBRUARY, 2024.

P.C. :

1. Heard learned counsel for the Applicant .
2. Learned counsel for the Applicant submits that Applicant stays at Pune with her old age parents. Applicant is 10th fail lady. She does not know about how to attend the Court's dates. She has no relatives at Solapur. The distance between Pune to Solapur is more than 200 km. If she has to attend the Court's date at Solapur, the company of some one is needed. She cannot afford the travelling charges to go to Solapur. Hence, requested to allow the Application.

3. It is contention of learned counsel for the Respondent-Husband that husband stays with his old age parents at Solapur. Due to harassment of Applicant, father of respondent is died. Husband is ready to give travelling allowance to the Applicant. Hence, requested to reject the Application.

4. I have heard both learned counsel. The Respondent has filed divorce petition against the Applicant, which is pending at Family Court Solapur. Applicant stays with her old age parents. She is 10th fail lady. She has no sufficient income to attend the Court's dates at Solapur. Yet Respondent-Husband has not provided maintenance to her. If she has to attend the Court's dates, the company is needed. Mere giving the travelling allowances cannot be a ground to reject the Application, as Applicant is 10th fail lady, if she has to attend the Court's dates at Solapur she needed the company of other person and her parents are old aged.

5. Considering this fact, I pass following the order.

ORDER

- i. Application is allowed.
- ii. The divorce petition No. A/233/2023 pending before the Family Court, Solapur be

transferred to Family Court, Pune.

- iii. Both parties are directed to appear before the Family Court, Pune on 5th March, 2024.
- iv. The Respondent can file application before the concern family Court, Pune for appearance through video conferencing. The concern Court shall decide the said Application on its own merit.

(SHIVKUMAR DIGE, J.)