

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

MISCELLANEOUS CIVIL APPLICATION NO. 436 OF 2024

Bharati Mayuresh Nimase

..... Applicant

VERSUS

Mayuresh Ramdas Nimase

..... Respondent

Mr.Vikas B. Moorya h/f. Mr. M.N.Sandhyanshiv for Applicant.

CORAM : RAJESH S. PATIL, J.

DATE : 9 SEPTEMBER , 2025

P.C. :-

- 1) By an order dated 18 June, 2025, notice was issued to the Respondent.
- 2) The Office Note shows that the Respondent has been duly served. So also, the Advocate for the Applicant has filed affidavit of service dated 12 August, 2025, which states that by a notice sent through registered post, the Respondent has been served.
- 3) This Miscellaneous Civil Application has been filed under Section 24 of the Code of Civil Procedure, 1908 by the wife seeking to transfer Marriage Petition No. 127 of 2024 filed by the Respondent/husband at Civil Judge Senior Division, Khed, Pune to Civil Judge Senior Division, Malegaon, Nashik.

4) It is the case of the Applicant/wife that it is inconvenient for her to travel to Malegaon to Khed, Pune. She is staying with her parents who are of old age. Hence, it is difficult for her to travel to Khed, Pune. It's journey is around 5 to 6 hours, approximately 250 kms. She is a housewife and Respondent husband is working.

5) After hearing the Advocate appearing in the Applicant, I am convinced that though served, Respondent husband has not chosen to file an appearance of any advocate to defend himself.

6) Hence, in the meanwhile, there will be *ad-interim* relief in terms of prayer clause (c).

7) Stand over **26 September, 2025.**

[RAJESH S. PATIL, J.]