



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

MISC. CIVIL APPLICATION NO. 760/2023

Sonam w/o. Tryambak Zole

Vs.

Tryambak S/o. Rishiji Zole

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Ms. Gauravi Mishra, Advocate h/f. Mr. K.R. Jhamb, Advocate for
Applicant.

CORAM : MRS.VRUSHALI V. JOSHI, JJ.

DATED : 24/01/2025.

. On oral request, leave is granted to amend the
prayer clauses.

2. The amendment to be carried out forthwith.

3. The applicant has filed this application to seek
transfer of the proceedings filed by the non-applicant for
restitution of conjugal rights vide Petition No.A/191/2022
pending before the Civil Judge Senior Division, Gondia to
the Civil Judge Senior Division, Chandrapur.

4. The learned Counsel for the applicant has stated
that the applicant is staying at Chandrapur with her old
aged parents along with her 2 ½ years daughter. She has
no income source and residing at the mercy of her parents.
It is not possible for her to attend the Court at Gondia with
her small daughter and she cannot afford the litigation
charges. There is nobody to escort her from Chandrapur to
Gondia, hence prayed to transfer the petition pending
before the Civil Judge Senior Division, Gondia to the Civil
Judge Senior Division, Chandrapur.

5. Though the non-applicant is duly served, failed to appear in the matter.
6. Considering the fact that the applicant is staying with her 2 ½ years daughter and old aged parents, cannot travel along with her small daughter and she has no earning source to bear the traveling charges to attend the proceeding at Gondia, the application is allowed.
7. The Petition No.A/191/2022 pending before the Civil Judge Senior Division, Gondia is hereby transferred to the Civil Judge Senior Division, Chandrapur.
8. There shall be no order as to costs.

(MRS. VRUSHALI V. JOSHI, J.)