

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**THURSDAY, THE SIXTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

**THE HONOURABLE SMT JUSTICE RENUKA YARA
TRANS. CIVIL MISC. PETITION NO: 276 OF 2025**

Between:

Smt. Kamuni @ Madaboi Sumalatha, w/o. Kamuni Rajesh, d/o. Madaboi Devanna, aged about 35 years, occ. PGCRT Economics in KGB Vidyalayam, Jakranpally, r/o. H.No.6-61, Boigally, Nandipet Village, Nandipet Mandal, Nizamabad District-503212.

...PETITIONER/RESPONDENT

AND

Kamuni Rajesh, s/o. late Ramulu, aged 38 years, Occ. Judl. Employee, R/o. H.No. 3-2-10, Boigally, Siddipet Town and District-502103.

...RESPONDENT/PETITIONER

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 transfer H.M.O.P.No. 94 of 2025 on the file of the Honble Principal Senior Civil Judge, at Siddipet to any Court at Nizamabad District.

IA NO: 1 OF 2025

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 H.M.O.P.No. 94 of 2025 On the file of the Hon'ble Principal Senior Civil Judge, at Siddipet, pending disposal of the transfer C.M.P.

Counsel for the Petitioner : SRI. K DURGA PRASAD

Counsel for the Respondent : SRI RAVIKANTH K

The Court made the following: ORDER

THE HON'BLE JUSTICE SMT. RENUKA YARA

TRANSFER CIVIL MISCELLANEOUS PETITION No.276 of 2025

ORDER:

This Transfer Civil Miscellaneous Petition is filed under Section 24 of CPC seeking transfer of H.M.O.P.No.94 of 2025 pending on the file of the Principal Senior Civil Judge at Siddipet to any Court at Nizamabad District.

2. Heard Sri K. Durga Prasad, learned counsel for the petitioner and Sri K. Ravikanth, learned counsel for the respondent. Perused the record.

3. The reasons cited for transfer are that the employment of the petitioner is at Nizamabad and distance between Siddipet and Nizamabad in travelling is causing inconvenience.

4. A perusal of the record consisting of counter and the accompanying documents show that there was an understanding between the parties to settle the matter amicably in the year 2022 and pursuant to said Agreement, the respondent herein paid an amount of Rs.8,60,000/- under Memorandum of understanding dated 09.05.2022. Upon receipt of said amount, the petitioner herein was under obligation to cooperate with the respondent to file a petition

seeking divorce with mutual consent in Courts at Siddipet. For reasons best known to the parties, after receipt of amount of Rs.8,60,000/-, the petitioner herein did not file the divorce O.P in the Courts at Siddipet. After lapse of three years, the respondent filed H.M.O.P seeking divorce in the Court of the Principal Senior Civil Judge at Siddipet. Thereafter, the petitioner filed the present Tr.C.M.P. seeking transfer of H.M.O.P. from Siddipet to the Courts at Nizamabad. The fact of attempts of settlement in the year 2022, execution of Memorandum of understanding dated 09.05.2022 and receipt of Rs.8,60,000/- are not mentioned in the affidavit of this Transfer C.M.P.

5. In view of the agreement between the parties, since the petitioner herself agreed to prosecute the divorce O.P. in the Courts at Siddipet, this Court does not see any reason to transfer H.M.O.P at this juncture.

6. In the result, the Tr.C.M.P is dismissed. It is made clear that this Court has not expressed any opinion about the merits of the H.M.O.P and the learned Trial Court may decide the H.M.O.P on merits. There shall be no order as to costs.

Pending miscellaneous applications, if any, shall stand closed.

SD/- B.REKHA RANI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Senior Civil Judge at Siddipet.
2. One CC to SRI. K DURGA PRASAD Advocate [OPUC]
3. One CC to SRI. RAVIKANTH K Advocate [OPUC]
4. Two CD Copies

TL/PSL



HIGH COURT

DATED:16/10/2025



ORDER

TRCMP.No.276 of 2025

DISMISSING THE TRANSFER C.M.P.

②
20/11/25
OK