

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

**WEDNESDAY, THE SEVENTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SMT JUSTICE RENUKA YARA

TRANS. CIVIL MISC.PETITION NO: 300 OF 2025

Between:

Smt. Seri Sai Priya, W/o P. Nithin Reddy Aged 30 years occ. Pvt. Service R/o.
H.No.8-1-78/10, Jagadamba Colony, Teachers Colony, Mahaboobnagar.

...Petitioner/Respondent

AND

Mr. P. Nithin Reddy, S/o P. Muralidhar Reddy Aged 33 years occ. Pvt.
Employee R/o. H.No. 4-22/1/A, Bahadurpally. Dindigal (Mandal) Medchal
Malkajgiri District.

...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 FCOP.No.181/2025 which is pending on the file of learned Judge, II Additional Family Court, Medchal, Medchal Malkajgiri District to the learned Judge, Family Court, Mahabubnagar.

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 FCOP No.181 of 2025 on the file of Judge, II Additional Family Court Medchal, Medchal Malkajgiri District, pending disposal of the main Tr. CMP in the interest of justice.

Counsel for the Petitioner: SRI M.V.HANUMANTHA RAO

Counsel for the Respondents: SRI AKKAM ESHWAR

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE RENUKA YARA

Tr.C.M.P.No.300 of 2025

ORDER:

Heard Smt. Sai Priya, learned counsel for the petitioner and Sri Akkam Eshwar, learned counsel for the respondent. Perused the record.

2. This Transfer Civil Miscellaneous Petition is filed under Section 24 of the Code of Civil Procedure, 1908, by the petitioner to transfer F.C.O.P. No. 181 of 2025 pending on the file of the learned Judge, II Additional Family Court, Medchal Malkajgiri District, to the file of learned Judge, Family Court, Mahabubnagar.

3. Learned counsel for the petitioner represented that the petitioner-wife filed the present Tr.C.M.P. seeking transfer of F.C.O.P. No. 181 of 2025 on the two grounds. One is the inconvenience to be faced and the other is threat to her life whenever she attends the proceedings in F.C.O.P. No. 181 of 2025 at II Additional Family Court, Medchal Malkajgiri District.

4. Learned counsel for the respondent argued that there is no material filed to establish that there is threat to the safety and security of the petitioner-wife while attending the proceedings in F.C.O.P. No. 181 of 2025 at II Additional Family Court, Medchal Malkajgiri District. He further represented that inconvenience faced by the petitioner-wife to defend her case in F.C.O.P at Medchal Malkajgiri District, may be considered subject to dispensing with the presence of the respondent before the concerned Family Court .

5. Having regard to the rival representation made by both the parties, it is seen that the transfer of matrimonial disputes is decided on the basis of the convenience of the wife to prosecute or defend her case. There are catena of judgments for prosecution of matrimonial cases in jurisdiction of wife's residence. The convenience of the wife is to be preferred over the convenience of husband and since the distance between the Medchal Malkajgiri District and Mahabubnagar is considerable, the relief sought by the petitioner-wife is granted by transferring F.C.O.P. No. 181 of 2025 from the file of learned Judge, II Additional Family

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Court, Medchal Malkajgiri District, to the file of the learned Judge, Family Court, Mahabubnagar.

6. Accordingly, the Transfer Civil Miscellaneous Petition is allowed. The F.C.O.P. No. 181 of 2025 stands transferred from the file of the learned Judge, II Additional Family Court, Medchal Malkajgiri District, to the file of the learned Judge, Family Court, Mahabubnagar. The Court concerned is hereby directed to transmit the entire case file relating to F.C.O.P. No.181 of 2025, after duly indexed, within a period of one (01) month from the date of receipt of a copy of this Order, under intimation to the other side. Further, the appearance of the petitioner before the concerned Family Court is dispensed with unless his presence is specifically required during the course of trial, subject to the condition of petitioner being represented by his counsel on every date of hearing. There shall be no order as to costs.

Miscellaneous petitions, if any, pending in this petition, shall stand closed.

Sd/- U. SUDHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Judge, II Additional Family Court Medchal, Medchal Malkajgiri District.
2. The Judge, Family Court, Mahabubnagar.
3. One CC to Sri M.V.Hanumantha Rao, Advocate [OPUC]
4. One CC to Sri Akkam Eshwar, Advocate [OPUC]
5. Two CD Copies
NVB/kam

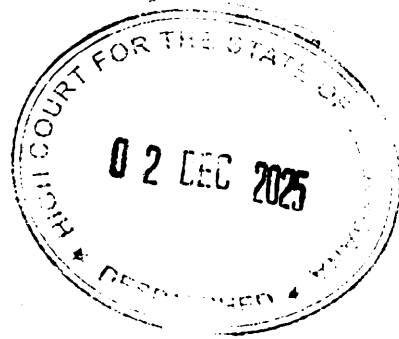
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HIGH COURT

DATED:17/09/2025

ORDER

TRCMP.No.300 of 2025



ALLOWING THE TR.C.M.P.No.300 OF 2025

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06/11/25
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