



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

MISCELLANEOUS CIVIL APPLICATION NO. 49 OF 2026

Sumedha Nikhil Bomble

..APPLICANT

VERSUS

Nikhil Ashok Bomble

..RESPONDENT

....
Mr. R.M. Gaikwad, Advocate for Applicant

Ms. S.V. Jadhav, Advocate h/f Mr. A.S. Gaikwad, Advocate for Respondent

....
CORAM : ABHAY J. MANTRI, J.

DATE : 30th APRIL, 2026

PER COURT :

1. Learned counsel for the Respondent tendered across the bar a copy of the Affidavit-in-Reply to the Application. The same is taken on record. She also submitted that the Respondent had already uploaded a copy of the reply online.

2. The Applicant seeks to transfer the divorce proceeding bearing Marriage Petition No. A-290 of 2025 pending before the learned Family Court, Aurangabad, to the learned Family Court, Osmanabad.

3. Heard learned counsel for both parties and perused the Application and reply.

4. It appears that the Applicant has no source of income, and it is inconvenient for her to travel and attend the proceeding at Aurangabad, which is 280 kms. away. Therefore, the Applicant is unable to bear the financial burden of travelling and attending the proceedings at Aurangabad.

5. On the other hand, learned counsel for the Respondent resisted the Application that his elderly parents are residing with him and he has to take care of them. Therefore, if the matter is transferred, it would cause him inconvenience.

6. Having considered the above facts, it clearly appears that the Applicant has no source of income, and it is inconvenient for her to travel and attend the proceeding at Aurangabad, due to which she will have to endure hardship and suffering. Therefore, in my opinion, to avoid multiplicity of proceedings and the inconvenience to the Applicant to travel and attend the proceedings at Aurangabad, and also, in view of the law laid down by the Hon'ble Supreme Court in a catena of judgments, and in *N.C.V. Aishwarya Versus A. S. Saravana Karthik Sha*, reported in *AIR Online 2022 SC 1268*, it would be appropriate to transfer the divorce proceedings bearing Marriage Petition No. A-290 of 2025 pending before the learned Family Court, Aurangabad, to the learned Family Court, Osmanabad.

7. As a result, *the Miscellaneous Civil Application is allowed in terms of prayer clauses (B).*

8. The Application is disposed of.

(ABHAY J. MANTRI, J.)

SSD