HC-KAR

NC: 2026:KHC:60405
CP No. 275 of 2026

CNR: KAHC010552732026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE RAVI V HOSMANI

CIVIL PETITION NO.275 OF 2026

BETWEEN:

SMT. SHASHIKALA S A
W/O JAGADEESH S
D/O ASHWATHAPPA
AGED ABOUT 31 YEARS
SHRAVANDANAHALLI VILLAGE
KODIGENAHALLI HOBLI
MADHUGIRI TALUK
TUMKUR DISTIRICT 572127.

PRESENTLY RESIDING AT
6TH MAIN ROAD, 4TH WARD,
VINAYAKANAGAR, ROJIPURA,
NEAR SARATHIPUTTAREDDY HOSPITAL,
DODDABALLAPURA TALUK,
BENGALURU RURAL - 561 203.

...PETITIONER

(BY SRI TEJASWINI V., ADVOCATE FOR
SRI S SHANKARAPPA, ADVOCATE)

Digitally signed by ANUSHA V
Location: High Court of Karnataka

AND:

SRI JAGADEESH S.,
S/O SIDDAPPA
AGED ABOUT 39 YEARS
NO.77, 8TH MAIN ROAD
SRIRAMANAGARA, ITTAMADU
BANASHANKARI 3RD STAGE
BANGALORE - 560 085.

...RESPONDENT

(RESPONDENT - NOTICE SERVED AND UNREPRESENTED)

THIS CP IS FILED UNDER SEC.24 OF CPC., PRAYING TO TRANSFER THE MC NO.183/2025 PENDING ON THE FILE OF THE COURT OF THE PRINCIPAL SENIOR CIVIL JUDGE AND JMFC, MADHUGIRI, TO THE JURISDICTIONAL SENIOR CIVIL JUDGE AND JMFC, AT DODDABALLAPURA, IN THE INTEREST OF JUSTICE AND EQUITY.

THIS PETITION, COMING ON FOR *ADMISSION*, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE RAVI V HOSMANI

ORAL ORDER

Seeking for transfer of proceedings in MC no.183/2025 from file of Principal Senior Civil Judge and JMFC, Madhugiri, Tumakuru (‘***Transferring Court***’) to Court of Senior Civil Judge and JMFC, Doddaballapura (‘***Transferee Court***’), this petition is filed.

2. Smt.Tejaswini V., learned counsel appearing for Sri S. Shankarappa, advocate for petitioner submitted that marriage of petitioner and respondent was solemnized on 22.02.2024 at Doddaballapura. Thereafter, they led marital life at Bengaluru. Due to subsequent matrimonial discord, she was constrained to reside with her family members at Madhugiri,

where she filed MC no. 183/2025 under Section 9 of Hindu Marriage Act, 1955 against respondent. During pendency of said petition, her brother had to shift to Doddaballapura and even her mother was diagnosed to be suffering from cancer. Said events constrained petitioner to shift her residence to Doddaballapura. In view of above, as she was finding it inconvenient to travel from Doddaballapura to Madhugiri to prosecute above proceedings, transfer was sought. On above grounds sought for allowing petition.

3. Respondent is served with notice, but unrepresented.

4. Heard learned counsel, perused petition and material on record.

5. This petition is by wife for transfer of proceedings in MC no.183/2025 from file of Principal Senior Civil Judge and JMFC, Madhugiri, Tumakuru to Court of Senior Civil Judge and JMFC, Doddaballapura.

6. Hon'ble Supreme Court in cases of **Sumita Singh v. Kumar Sanjay & Anr.**, reported in **(2001) 10 SCC 41**;

Rajani Kishor Pradeshi v. Kishor Babulal Pardeshi, reported in **(2005) 12 SCC 237** and **NCV Aishwarya v. AS Saravana Karthik Sha**, reported in **(2022) SCC OnLine SC 1199**, has held that in case of a petition for transfer of matrimonial proceedings filed by wife, her convenience would be primary consideration. Apart from above, respondent is stated to be resident of Bengaluru and *Transferee Court* would be situated nearer to Bengaluru, increasing convenience to respondent. Further, petitioner has stated that she is without any source of income or maintenance. These factors would favour petitioner and petition would require consideration.

7. Thus, petition is ***allowed***, proceedings in MC no.183/2025 pending before Principal Senior Civil Judge and JMFC, Madhugiri, Tumakuru stands withdrawn and ***transferred*** to Court of Senior Civil Judge and JMFC, Doddaballapura.

Transferee Court is directed to expedite proceedings.

Sd/-
(RAVI V HOSMANI)
JUDGE

GRD
List No.: 1 Sl No.: 21