NC: 2024:KHC-K:145
CP No. 200059 of 2023

IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 4TH DAY OF JANUARY, 2024

BEFORE

THE HON'BLE MR JUSTICE E.S.INDIRESH

CIVIL PETITION NO. 200059 OF 2023 (RES)

BETWEEN:

SMT.JAYASHREE W/O D.NARESH BABU,
AGED ABOUT 37 YEARS, OCC: HOUSEHOLD,
R/O HOUSE NO.9-13-26,
GADWAL ROAD, MADDIPET,
RAICHUR-584101.

...PETITIONER

(BY SRI. BASAVARAJ R. MATH, ADVOCATE)

AND:

D.NARESH BABU S/O LATE D. SHANKAR,
AGED ABOUT 46 YEARS, UNEMPLOYEE,
R/O HOUSE NO.LIG-138, K.H.B. COLONY,
CONTONMENT, BALLARI-583104.

...RESPONDENT

(BY SRI. SHRAVANKUMAR MATH, ADVOCATE)

Digitally signed by SACHIN
Location: HIGH COURT OF KARNATAKA

THIS CP IS FILED U/S. 24 OF THE CPC, PRAYING TO TRANSFER THE M.C.NO.145/2023, WHICH IS PENDING ON THE FILE OF PRL. JUDGE, FAMILY COURT, BALLARI FILED BY THE RESPONDENT TO PRL. JUDGE, FAMILY COURT, RAICHUR.

THIS PETITION COMING ON FOR ADMISSION, THIS DAY THE COURT MADE THE FOLLOWING:

ORDER

Heard the learned counsel appearing for the parties.

2. This petition is filed seeking transfer of M.C.No.145/2023 filed by the respondent herein against the petitioner herein seeking restitution of conjugal rights. Perusal of the petition would indicate that the petitioner along with two children have filed Crl.Misc.No.114/2009 on the file of Family Court, Raichur and same was disposed of by order dated 06.11.2009 (Annexure-A).

3. Taking into consideration the hardship that may be caused to the petitioner herein and she has to take care of two minor children, I am of the view that the petitioner has made out a case for allowing the petition. In the result, I pass the following :

ORDER

i) Petition is allowed.

ii) M.C.No.145/2023 pending consideration before the Principal Judge, Family Court, Ballary is withdrawn and transferred to the jurisdictional Principal Judge, Family

Court, Raichur for disposal of the petition.

Sd/-
JUDGE

SN
List No.: 2 Sl No.: 17