

**THE HON'BLE SRI JUSTICE B.CHANDRA KUMAR**

TRANSFER C.M.P.NO.46 OF 2012

**ORDER:**

The petitioner is the wife of the respondent. The respondent filed O.P.No.1095 of 2011 on the file of the Judge, Family Court at L.B.Nagar, Ranga Reddy District. He has given his address in the O.P. as under.

“S.Murali Krishna, S/o.S.Mohan Rao, age 39 years,  
Occ:Private Service, H.No.7-34, P&T Colony, Bandla Guda  
Jagir, Rajendar Nagar Mandal, Ranga Reddy Dist.-86.”

The petitioner filed this application seeking transfer of the said O.P.No.1095 of 2011 to the file of the Judge, Family Court, Visakhapatnam and gave the same address as given by the respondent in the O.P. filed by him. The petitioner has taken out notices to the respondent to the same address and those notices have been returned unserved with endorsement “Addressee out of station”. Twice notices have been taken through registered post with acknowledgment due. Since notices have been taken to the same address given by the respondent, it is deemed that notices have been served and there is no need to issue further notices.

Respondent is called absent and he is set *ex parte*.

The marriage of the petitioner and the respondent was performed on 25.04.2003 at Visakhapatnam and they were blessed with two children. Disputes arose between the parties. The respondent filed O.P.No.1095 of 2011 seeking divorce.

The case of the petitioner is that she cannot travel 700 km distance i.e., from Visakhapatnam to Hyderabad along with her two minor children without any male assistance. It is also her case that her parents are not in a position to travel along with her. She is also apprehending danger to her life at Hyderabad.

Having regard to the difficulties expressed by the petitioner, it appears that there is some justification in her contention that she cannot undertake long journey of 700 km from Visakhapatnam to

Hyderabad.

In the circumstances, the Transfer C.M.P. is allowed. Consequently, O.P.No.1095 of 2011 is withdrawn from the file of the Judge, Family Court at L.B.Nagar, Ranga Reddy District and transferred to the file of the Judge, Family Court, Visakhapatnam. Miscellaneous petitions, if any, pending shall stand closed.

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**(B.CHANDRA KUMAR, J)**

31<sup>st</sup> January 2013  
RRB