

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30th DAY OF November, 2018

BEFORE

THE HON'BLE Mr.JUSTICE P.S.DINESH KUMAR

CRIMINAL PETITION No.3405/2018

BETWEEN:

CHANDRANNA
S/O LATE UTHNALAPPA
AGED ABOUT 61 YEARS
R/AT MALIMAKANAPURA VILLAGE
NANDAGUDI HOBLI
HOSKOTE TALUK-562 122

NOW R/AT #162/9, 2 'A' CROSS
SRIKANTESHWARA TEMPLE ROAD
VENKATAPURA, KORAMANGALA POST
BANGALORE-34

... PETITIONER

(BY SHRI S.A. SUDHINDRA, ADVOCATE FOR
SHRI S.N. ASWATHANARAYAN, ADVOCATE)

AND:

1. SMT. SOUMYA
W/O LATE UMESH
AGED ABOUT 30 YEARS
2. DHARSHI
D/O LATE UMESH
AGED ABOUT 6 YEARS
3. DHATHRI
D/O LATE UMESH
AGED ABOUT 6 YEARS
RESPONDENTS NO.2 & 3 ARE
MINORS, REPRESENTED BY

NATURAL GUARDIAN MOTHER
RESPONDENT NO.1

ALL ARE RESIDING AT
BAIRASANDRA VILLAGE
CHAKARASANAHALLI POST
NARASAPURA HOBLI
KOLAR TALUK-563 133

... RESPONDENTS

(BY SHRI. M.R. NANJUNDA GOWDA, ADVOCATE)

THIS CRL.P IS FILED U/S.407 CR.P.C PRAYING TO WITHDRAW THE CASE IN CRL.MISC.NO.55/2017 AND EX.NO.2/2018 PENDING ON THE FILE OF PRINCIPAL FAMILY JUDGE, KOLAR AND TRANSFER THE SAME TO FAMILY COURT AT BENGALURU FOR DISPOSAL IN ACCORDANCE WITH LAW.

THIS CRL.P. COMING ON FOR 'BEING SPOKEN TO', THIS DAY THE COURT MADE THE FOLLOWING:

ORDER

Heard.

2. First Respondent is petitioner's daughter-in-law.

3. By an order dated 23.10.2017, the Family Court, Kolar, in Crl.Mis.(FC) No.55/2017 has awarded an interim maintenance of Rs.10,000/- per month to be paid by the petitioner to the Respondents.

4. It is submitted that the petitioner did not pay the said amount to the Respondents. Hence, the Respondents initiated execution proceedings in Ex.No.2/2018. The petitioner has now filed this petition seeking transfer of the Execution case from Kolar to Bengaluru.

5. Learned advocate for the Respondents has no objection for transfer of the said case from Kolar to Bengaluru, subject to payment of travel and incidental costs by the petitioner to attend hearings in the Court at Bengaluru.

6. Keeping in view of the facts and circumstances of the case, the petition is **allowed**. The case in Ex.No.2/2018 pending on the file of the Principal Family Court, Kolar, is transferred to the Court of Principal Family Court, Bangalore, subject to the petitioner paying cost of Rs.1,000/- per hearing. The said amount shall be paid in advance to the 1st

Respondent by transferring the amount to her Bank Account in advance.

No costs.

**Sd/-
JUDGE**

Srl.