

**IN THE HIGH COURT OF ANDHRA PRADESH**  
**TUESDAY, THE TWENTY SIXTH DAY OF FEBRUARY**  
**TWO THOUSAND AND NINETEEN**



**PRESENT**

**THE HON'BLE SRI JUSTICE D.V.S.S.SOMAYAJULU**

**TRANS. C.M.P. NO: 868 OF 2018**

**Between:**

Sandhya, W/o. Payavarapu Chandra Sekhar, D/o. Late Pudi Manikyala Rao, aged about 30 years, R/o. Ration Shop No.e, Near Kondayya Cheruvu, Tadepalligudem, West Godavari District, Andhra Pradesh State.

**...PETITIONER**

**AND**

Rayavarapu Chandra Sekhar, S/o. Kannam Naidu, Hindu, aged about 39 years, Occ-Ayurvedic Doctor, C/o. Latha Super Speciality Hospital, Puspha Hotel Centre, Road No.5, Suryaraopeta, Vijayawada, Krishna District, Andhra Pradesh State.

**...RESPONDENT**

Petition under Section 24 of the C.P.C. Praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to withdraw the FCOP.NO.1117 of 2018 on the file of the XIV Additional District and Sessions Judge, Vijayawada, Krishna District to Senior Civil Judge Court at Tadepalligudem, West Godavari District.

**IA NO: 1 OF 2018**

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in FCOP No. 1117 of 2018 on the file of XIV Additional District and Sessions Judge, Vijayawada, Krishna District, including appearance, pending disposal of the main Transfer Petition.

This petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Sri K. Srinivas, Advocate for the Petitioner and of Sri Kosaru Sundara Ramaiah, Advocate for the Respondent.

**The Court made the following: ORDER**

**HON'BLE SRI JUSTICE D.V.S.S. SOMAYAJULU**

**Tr.CMP.No.868 of 2018**

**ORDER:**

This application is filed seeking withdrawal and transfer of FCOP No.1117 of 2018 pending on the file of the XIV Additional District and Sessions Judge, Vijayawada, Krishna District to the Senior Civil Judge's Court, Tadepalligudem, West Godavari District.

On 19.02.2019, this Court heard the learned counsel for the petitioner. To hear the respondent, the matter was listed today i.e. 26.02.2019. Today also there is no representation for the respondent.

The petitioner is the wife of the respondent. It is her case that there are three cases pending in various courts at Tadepalligudem and Palakol. The details of cases are given in paragraph No.6 of the affidavit filed seeking transfer.

The petitioner also alleges that she has a female child and that she is facing difficulty to travel from Tadepalligudem to Vijayawada. She also asserts that she has financial difficulties and unable to attend the Court at Vijayawada. It is her contention that in the Family Court appearance of party is necessary and that because of the pendency of cases at Tadepalligudem and Palkol, she is finding enormous difficulty in going to Vijayawada and appearing in the cases.



2

This Court, after hearing the counsel and perusing the affidavit and the reasons which are not controverted in any manner by the respondent, is of the opinion that sufficient cause is made out to transfer the case FCOP No.1117 of 2018 from the file of the XIV Additional District Judge, Vijayawada to the Senior Civil Judge's Court, Tadepalligudem.

Accordingly, the Tr.CMP is ordered and FCOP No.1117 of 2018, which is pending on the file of the XIV Additional District and Sessions Judge, Vijayawada, Krishna District is withdrawn and transferred to the Court of the Senior Civil Judge, Tadepalligudem, West Godavari District. In the circumstances, no order as to costs.

//TRUE COPY//

SD/- K. MURALI  
ASSISTANT REGISTRAR  
SECTION OFFICER

To,

1. The XIV Additional District and Sessions Judge, Vijayawada, Krishna District.
2. The Senior Civil Judge Court at Tadepalligudem, West Godavari District.
3. One CC to SRI. K. SRINIVAS, Advocate [OPUC]
4. One CC to SRI. KOSURU SUNDARA RAMAIAH Advocate [OPUC]
5. Two CD Copies

Chp

2

HIGH COURT

DATED:26/02/2019

2692

ORDER

TRCMP.No.868 of 2018

ORDERING THE TR CMP

$\frac{6}{73}$  5/3/2019.