

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**TUESDAY, THE THIRTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SMT. JUSTICE P.SREE SUDHA

TRANS. CIVIL MISC.PETITION NO: 111 OF 2024

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 H.M.O.P.No.343 of 2023 from the file of the Principal Senior Civil Judge Cum Additional Assistant Sessions Judge at Siddipet and transfer to the Senior Civil Judge, Sircilla.

Between:

Vanma Swapna @ Kurra Swapna, W/o. Vanma Anil, D/o. Kurra Yellaiah,
Aged about 26 years, Occ. household, H.No.9-27, Avunoor, Mustabad,
Rajanna Sircilla 505404

...Petitioner

AND

Vanma Anil, S/o. Vanma Parusharamulu, Aged about 28 years, Occ. Auto
Driver, R/o. H.No. 1-28, Yenagurthi Boppapur, Dubbaka, Siddipet District
Previously Medak District -502108

...Respondent

IA NO: 1 OF 2024

Petition under Section 24 R/W 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 H.M.O.P.No.343 of 2023 from the file of the Principal Senior Civil Judge Cum Additional Assistant Sessions Judge at Siddipet.

This Petition coming on for hearing, upon perusing the petition and the Affidavit filed in support thereof and upon hearing the arguments of Sri T Surya Satish, Advocate for the Petitioner and Sri Sridevi Seeda, Advocate for the Respondent.

The Court made the following: ORDER

THE HONOURABLE SMT. JUSTICE P.SREE SUDHA

Tr.C.M.P.No.111 of 2024

ORDER:

This Transfer Civil Miscellaneous Petition is filed by wife for transferring of H.M.O.P.No.343 of 2023 from the file of learned Principal Senior Civil Judge - cum - Additional Assistant Sessions Judge at Siddipet to learned Senior Civil Judge, Sircilla.

2. Heard learned counsel for the petitioner as well as learned counsel for the respondent. Perused the record.

3. Learned counsel for the petitioner submitted that the petitioner is residing with her old aged parents at Rajanna Sircilla District and is becoming difficult for her to travel to Additional Senior Civil Judge - cum- Additional Assistant Sessions Judge, Siddipet on every date of hearing as she is depending on her parents for eking out her livelihood which is burdensome to her.

4. H.M.O.P.No.343 of 2023 is filed by husband of the petitioner at learned Principal Senior Civil Judge - cum - Additional Assistant Sessions Judge at Siddipet seeking dissolution of marriage.

5. After hearing the learned Counsel for the petitioner, this Court is of the considered opinion that in respect of transfer of proceedings of a matrimonial dispute, the convenience of the wife is to be preferred over the convenience of husband, as held by the Hon'ble Apex Court in the case of **Rajani Kishor Paradeshi Vs. Kishore Babulal Paradeshi**¹ and **Sumita singh Vs. Kumar Sanjay and another**².

6. In view of above, this Court is of the opinion that sufficient grounds are made out on facts and in law to accept the plea of the petitioner/wife for transfer of H.M.O.P.No.343 of 2023, pending on the file of learned Principal Senior Civil Judge – cum – Additional Assistant Sessions Judge at Siddipet to learned Senior Civil Judge, Sircilla.

7. In the circumstances, H.M.O.P.No.343 of 2023, pending on the file of learned Principal Senior Civil Judge – cum – Additional Assistant Sessions Judge at Siddipet is withdrawn and is transferred to learned Senior Civil Judge, Sircilla

8. In the result, the Tr.C.M.P. is allowed. No Costs.

¹ (2005) 12 SCC 237

² AIR 2002 SC 396

Miscellaneous petitions pending, if any, shall stand closed.

Sd/-G.SIREESHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Senior Civil Judge Cum Additional Assistant Sessions Judge at Siddipet
2. The Senior Civil Judge, Sircilla.
3. One CC to Sri T Surya Satish, Advocate [OPUC]
4. One CC to Sri Sridevi Seeda, Advocate [OPUC]
5. Two CD Copies

ADK



HIGH COURT

DATED:30/04/2024

ORDER

TRCMP.No.111 of 2024



**ALLOWING THE TRCMP
WITHOUT COSTS**

Handwritten signature and date:
26/6/2024