

MHKO010041142025



**ORDER BELOW EXH. 1**  
**In Cri. Misc.Appl.No.139/2025**  
Arun Rajaram More  
*Versus*  
Sou. Supriya Arun More

The instant application is filed under Sec. 448 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS' for short) (Old Sec. 408 of Cr. P. C.).

02. It is stated that, the non applicant/wife has filed PWDVA No. 23/2021 against the applicant/ husband and the same is pending before the Court of Smt. V. M. Kolekar, JMFC, Jaysingpur (Trial Court for short). It is contended that, in said matter is pending for the argument on Exh. 32 filed by the applicant. The applicant's Advocate Shri. Pendhari and Jamdar belongs to Sangli Bar Association and the trial Court was one of the then member of the said Bar association. Therefore, whatever order may be passed on Exh. 32, there is possibility of allegations on trial Court. Therefore, applicant prayed to transfer PWDVA No. 23/2021 to another Court.

03. The non applicant/wife has filed her say below Exh. 7 and strongly opposed the application. The reasons mentioned in the application are not satisfactory. With intention to prolong the hearing of main application, applicant has moved this application. The Trial Court is transferred to Aurangabad District vide AGT-2026 and hence, the purpose of application is frustrated. Lastly, non applicant prayed to reject the application.

04. Heard both sides.

05. Perused record. It is revealed that, the non applicant has filed PWDVA No. 23/2021 against the applicant and the same is pending before the trial Court. It is the apprehension to the applicant that, trial Court and his advocate was the member of same Bar and hence, there is strong possibility of allegations against trial Court. The trial Court is due for transfer to Aurangabad District vide AGT-2026. However, it would come into effect from month of June 2026 and present matter is pending for interim relief. Thus, considering the contentions of both sides, for smooth conduct of matter, PWDVA No. 23/2021 needs to be transferred to other Court at Jaysingpur. Thus, this application is allowed. Hence, following order.

**ORDER.**

1. Cri. Misc. Appl. No. 139/2025 stands allowed.
2. PWDVA No. 23/2021 pending before the Court of Smt. V. M. Kolekar, 3<sup>rd</sup> Jt. CJJD and JMFC, Jaysingpur, be withdrawn and made over to the file of Shri. A. T. Mangire, Jt. CJJD and JMFC, Jaysingpur for disposal according to law.
3. Both parties and their advocate shall cooperate for early disposal of matter and shall avoid unwanted adjournments.
4. The application stands disposed of.

Date : 16/04/2026.  
Kolhapur.

**(Smt. Kavita B. Agrawal)**  
Sessions Judge, Kolhapur.