

[3397]



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE NINETEENTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO

IA No. 1 OF 2026

IN

TRCMP NO: 48 OF 2026

Between:

Smt Paila Sunitha @ Choppa Sunitha, W/o. Rama Krishna, Hindu,
Aged about 34 Years, R/o. Beside Ramalayam, Velampeta,
Balabhadrapuram Village, Bikkavole Mandal, East Godavari District.

...Petitioner/Respondent

AND

Paila Rama Krishna, S/o. Akkunaaidu, Hindu, Aged 46 Years, Occ:
Teacher, R/o. D.No. 15-9-13, Veggi Gowereshu Gari Street
Gavarapalem, Anakapalle Village and Mandal Anakapalle District

...Respondent/Petitioner

Counsel for the Petitioner :Sri KOLLURI ARJUN CHOWDARY

Counsel for the Respondent :

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings in H.M.O.P. No. 01 of 2026 on the file of the court of Additional Senior Civil Judge, Court, at Anakapalle, Pending disposal of TRCMP No. 48 of 2026, on the file of the High Court.

The court, while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

Heard learned counsel for the petitioner.

The averments mentioned in the affidavit filed by the petitioner prima facie show that in view of the matrimonial disputes, the petitioner/wife has been residing separately at her parents' house in Balabhadrapuram Village, East Godavari District.

The petitioner/wife pleaded that in view of the harassment made by the respondent/husband herein, she lodged a complaint against the respondent/husband and his family members, dated 11.11.2025, which was registered as F.I.R. No.171 of 2025, for the offences punishable under Section 85 r/w 3(5) of B.N.S. Act, 2023 and Sections 3 & 4 of the Dowry Prohibition Act, 1961, before the Bikkavole Police Station, the same is pending for investigation.

The petitioner/wife further pleaded that with a view to cause inconvenience and to harass her, the respondent/husband herein had filed a petition vide H.M.O.P.No.01 of 2026 on the file of the Additional Senior Civil Judge Court at Anakapalle, under Section 9 of the Hindu Marriage Act, 1955, seeking restitution of conjugal rights and the same is pending for adjudication.

The averments mentioned in the affidavit of the petitioner/wife prima facie further go to show that the distance between Balabhadrapuram & Anakapalle is more than 140Kms, it is difficult for the petitioner/wife to travel to attend the restitution case proceedings which was filed by the respondent/husband herein before the Court at Anakapalle on each and every adjournment without any male assistance

and as such, the petitioner is constrained to file the present transfer petition.

Perused the record.

Considering the submissions made by learned counsel for the petitioner and for the reasons mentioned in the accompanying affidavit, there shall be an order of Interim Stay of all further proceedings including appearance of the petitioner herein i.e. respondent in H.M.O.P.No.01 of 2026 on the file of the Additional Senior Civil Judge Court at Anakapalle, till 11.03.2026.

Learned counsel for the petitioner is permitted to take out personal notice to the respondent through Speed Post with Acknowledgment Due and file proof of service in the Registry.

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Additional Senior Civil Judge, Court, at Anakapalle
2. The Station House Officer, Bikkavole Police Station, East Godavari District.
3. Paila Rama Krishna, S/o. Akkunaidu, Hindu, Aged 46 Years, Occ: Teacher, R/o. D.No. 15-9-13, Veggi Gowereshu Gari Street Gavarapalem, Anakapalle Village and Mandal Anakapalle District. (By RPAD)
4. One CC to SRI. KOLLURI ARJUN CHOWDARY Advocate [OPUC]
5. One spare copy

HIGH COURT

VGKR,J

DATED:19/02/2026

POST THE MATTER ON 11.03.2026

ORDER

IA.NO.1 OF 2026

IN

TRCMP.No.48 of 2026

INTERIM STAY

