

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE ELEVENTH DAY OF MARCH

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO

IA No. 1 OF 2026

IN

TRCMP NO: 79 OF 2026

Between:

1. G.Amitha, W/o Estarla Kiran, Age, 32 Years, Occ, Govt Service, D/o Asservadam, R/o D. No 37-1 -409/18B, 8th Cross Road, Bhagavan Nagar 4th Lane, Ongole Town, Prakasam District, Andhra Pradesh. Pin - 523002
2. Estarla Even Hanvith, W/o Estarla Kiran, Aged about 4 Years. Pin - 5230002
3. Estrla Evin Johith, S/o Estarla Kiraan. Aged about 2 years, pin -523002 (Petitioners No 2 and 3 being minors them Mother Natural guardian represents on behalf of the 2nd and 3rd petitioners.)

...Petitioners/Respondents

(Petitioner in TRCMP 79 OF 2026

on the file of High Court)

AND

Estarla Kiran, S/o Ramaiah, Age, 42 Years, Occ, Lecturer, D.No 16-10-176, Bank Colony, Ramalinga Puram, Nellore City, SPSR Nellore District. Andhra Pradesh. Pin -52400

...Respondents/Petitioner

(Respondents in-do-)

Counsel for the Petitioner :M CHALAPATHI

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 stay all further proceedings in G.W.O.P No. 99 OF 2025, on the file of VI Addl District Judge Cum Family Court Judge at Nellore. Pending disposal of TRCMP No. 79 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). The Court made the following

ORDER

Heard learned counsel for the petitioner.

The averments mentioned in the affidavit filed by the petitioner prima facie shows that in view of the matrimonial disputes, the petitioner/wife has been residing separately along with her children at her parents' house in Ongole, Prakasam District.

The petitioner/wife pleaded that she has instituted three (03) cases against the respondent/husband viz., C.C.No.1309 of 2024 on the file of the II Additional Judicial Magistrate of First Class, Ongole, Maintenance Case vide M.C.No.17 of 2024 on the file of the Judge, Family Court, Ongole, and Domestic Violence Case vide D.V.C.No.14 of 2024 on the file of the II Additional Judicial Magistrate of First Class, Ongole, all the aforesaid cases are pending for adjudication before the competent Courts at Ongole.

The petitioner/wife further pleaded that with a view to cause inconvenience, the respondent/husband herein filed a petition vide G.W.O.P.No.99 of 2025 on the file of the VI Additional District Judge-cum Family Court Judge, Nellore, S.P.S.R. Nellore District, under Sections 7 to 10 of the Guardians and Wards Act, 1890, seeking custody of the minor children and the same is also pending for adjudication.

The averments mentioned in the affidavit of the petitioner/wife prima facie further go to show that, the distance between Ongole & Nellore is more than 100Kms and it is very difficult for the petitioner/wife to travel to attend the case proceedings which was filed by the



respondent/husband herein before the Court at Nellore 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 G.W.O.P.No.99 of 2025 on the file of the VI Additional District Judge-cum-Family Court Judge, Nellore, S.P.S.R. Nellore District, till 10.04.2026.

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.

//TRUE COPY//

SD/-SK MD RAFI
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The VI Additional District Judge-cum-Family Court Judge, Nellore, S.P.S.R. Nellore District.
2. The II Additional Judicial Magistrate of First Class, Ongole.
3. Estarla Kiran, S/o Ramaiah, Occ, Lecturer, D.No 16-10-176, Bank Colony, Ramalinga Puram, Nellore City, SPSR Nellore District. Andhra Pradesh. Pin -52400(By RPAD)
4. One CC to Sri. M Chalapathi, Advocate [OPUC]
5. One spare copy.

HIGH COURT

VGKR,J

DATED:11/03/2026

POST THE MATTER ON 10.04.2026.

ORDER

I.A.No.1 of 2026

IN

TRCMP.No.79 of 2026

INTERIM STAY

