

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE SEVENTEENTH DAY OF MARCH

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO

IA No. 1 OF 2025

IN

TRCMP NO: 69 OF 2025



Between:

Shaik Shameez @ Shame, W/o. Shaik Altaf, aged about 50 years, Occ Housewife, R/o. D.No. 1-2-6, Opp. Taiuk Police Station, Tenali, Guntur District, A.P. - 522201.

...Petitioner/ Petitioner

AND

Shaik Altaf, S/o. Shaik Malik Aged about 52 years, Occ. RMP - Doctor, R/o. D.No. 4-325/B, Govinda Street, Vanamthopu, Sullupeta Town and Mandal, Tirupati District.

...Respondent/ Respondent

Counsel for the Petitioner : SRI A V V S N MURTHY

Counsel for the Respondent :

Petition under Section 151 CPC is filed praying that in the circumstances stated in the memorandum of grounds filed in support of the petition, the High Court may be pleased to stay all further proceedings in O.S.No. 118/2024 on the file of the Prl. Junior Civil Judge, Sullurupetaaa, Nellore District, Pending disposal of TRCMP No. 69 of 2025, 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 Sri A.V.V.S.N. Murthy, learned counsel for the petitioner.

Learned counsel for the petitioner contends that the petitioner is none other than the wife of the respondent/husband, due to the matrimonial disputes between both the parties, the petitioner/wife is residing separately at her parents' house at Tenali, Guntur Judicial District, along with her two children. He would further contend that the petitioner had lodged a complaint before the Tenali Town Police Station under Section 498-A IPC vide FIR No.25 of 2023 and the same was numbered as C.C.No.161 of 2023, on the file of the I Additional Junior Civil Judge, Tenali. The petitioner/wife further pleaded that she had also filed a Maintenance Case vide M.C.No.21 of 2023 on the file of the I Additional Junior Civil Judge, Tenali and the respondent/husband is attending the Court proceedings in the aforesaid cases before the competent courts.

He would further contend that to cause unnecessary inconvenience to the petitioner/ wife the respondent/husband had filed O.S.No.118 of 2024 on the file of the Principal Junior Civil Judge, Sullurupeta under Section 26 Order 7 Rule 1 of CPC, seeking dissolution of marriage. He would further contend that the distance between Tenali and Sullurupeta is approximately 200kms, and therefore, it is very difficult for the petitioner having two children, to appear before the Principal Junior Civil Judge Court, Sullurupeta, on each and every adjournment without any male support and that the petitioner/wife is constrained to file the present transfer petition.

Perused the record.

Considering the submissions made by the learned counsel for the petitioner and for the reasons mentioned in the accompanying affidavit, there shall be an interim stay on all further proceedings including the appearance of the petitioner i.e., the respondent in

O.S.No.118 of 2024 on the file of the Principal Junior Civil Judge, Sullurupeta, till 30.04.2025.

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

Sd/- B.CHITTI JOSEPH
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The I Additional Junior Civil Judge, Tenali, Guntur District.
2. The Principal Junior Civil Judge, Sullurupeta, Nellore District.
3. SHAIK ALTAF, S/o. Shaik Malik Aged about 52 years, Occ. RMP - Doctor, R/o. D.No. 4-325/B, Govinda Street, Vanamthopu, Sullupeta Town and Mandal, Tirupati District. (By RPAD)
4. One CC to SRI. A V V S N MURTHY, Advocate [OPUC]
5. One spare copy

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HIGH COURT

VGKR,J

DATED:17/03/2025

POST THE MATTER ON 30.04.2025

ORDER

IA No. 1 OF 2025

IN

TRCMP NO: 69 OF 2025

INTERIM STAY

