

HIGH COURT OF ANDHRA PRADESH:: AMARAVATI

MAIN CASE NO.:Tr.C.M.P.No.147 of 2026

PROCEEDING SHEET

Sl. No.	Date	ORDER	OFFICE NOTE
01.	01.05.2026	<u>VGKR,J</u> <u>I.A.No.1 of 2026</u> Heard learned counsel for the petitioner. The averments in the affidavit filed by the petitioner <i>prima facie</i> shows 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 Pallepalem Village in West Godavari District at her parents' house. The averments in the affidavit filed by the petitioner, <i>prima facie</i>, further show that the petitioner lodged a complaint, which was registered as Crime No.96 of 2025, under Sections 85 of the Bharatiya Nyaya Sanhita, 2023, and Sections 3 and 4 of the Dowry Prohibition Act, 1961. She also filed a maintenance case vide M.C.No.3 of 2026, on the file of learned Principal Civil Judge (Junior Division)-cum-Judicial Magistrate of First Class, under Section 125 of the Code of Criminal Procedure, 1973, and a Domestic Violence Case <i>vide</i> D.V.C.(SR).No.3321 of 2026, on the file of the learned II Additional Civil Judge (Junior Division)-cum-Judicial Magistrate of First Class, Bhimavaram, under section 12 of Protection of Women from Domestic Violence Act, 2005, and the same are pending adjudication.	

		Learned counsel for the petitioner would contend that the respondent/husband filed H.M.O.P.No.208 of 2025, on the file of the learned Additional Civil Judge (Senior Division), Machilipatnam, seeking dissolution of marriage under Section 13 (1) (ia) of the Hindu Marriage Act, 1955 and the same is pending adjudication. Learned counsel for the petitioner would further contend that the petitioner/wife has been residing separately at Pallepalem Village in West Godavari District at her parents' house and the distance between Pallepalem and Machilipatnam is more than 100 kms and it is very difficult for the petitioner/wife to attend the case proceedings in H.M.O.P.No.208 of 2025, on the file of the learned Additional Civil Judge (Senior Division), Machilipatnam, on each and every adjournment without any male assistance and that she 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 of all further proceedings including the appearance of the petitioner, i.e., the respondent in H.M.O.P.No.208 of 2025, on the file of the learned Additional Civil Judge (Senior Division), Machilipatnam, till 18.06.2026. Learned counsel for the petitioner is permitted to takeout personal notice to the respondent through Registered Post with Acknowledgment Due and file proof of service before the Registry.	
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