

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY, THE FIRST DAY OF MAY
TWO THOUSAND AND TWENTY SIX



: PRESENT:

THE HONOURABLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO
IA No. 1 OF 2026

IN

TRCMP NO: 147 OF 2026

Between:

Nadakuduti Rajeswari @ Viswanadhapalli Rajeswari, W/o Bala Chandar, age about 32 years, Occ: House wife, D/o Viswanadhapalli Marraju, D.No.1-32/C, Main Road, Eelampudi, LVN Puram Panchayathi, Pallepalem Village, Bhimavaram Mandal, West Godavari District.

...Petitioner

AND

Nadakuduti Balachandar, S/o Satyanarayana, age about 35 years, R/o D.No.1-51-1, Near Krishna Temple, Matlam Village, Kruthivenu Mandal, Krishna District.

...Respondent

Counsel for the Petitioner: Sri K V L Narasimha Rao

Counsel for the Respondent:---

Petition under Section 151 CPC 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 including appearance of the petitioner in HM.OP.No.208 of 2025 on the file of the Additional Civil Judge (Senior Division), Machilipatnam, Krishna District, Pending disposal of TRCMP No.147 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 in the affidavit filed by the petitioner *prima facie* 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, *prima facie*, 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 vide 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.

//TRUE COPY//

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Additional Civil Judge (Senior Division), Machilipatnam

2. Nadakuduti Balachandar, S/o Satyanarayana, age about 35 years, R/o D.No. 1-51-1, Near Krishna Temple, Matlam Village, Kruthivenu Mandal, Krishna District.(By RPAD)
3. One CC to Sri K V L Narasimha Rao, Advocate [OPUC]
4. One spare copy

HIGH COURT

VGKR, J

DATED: 01/05/2026

LIST THE MATTER ON 18.06.2026

ORDER

IA No. 1 OF 2026

IN

TRCMP NO: 147 OF 2026

INTERIM STAY

