

[3397]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE TWENTY THIRD DAY OF APRIL

TWO THOUSAND AND TWENTY SIX

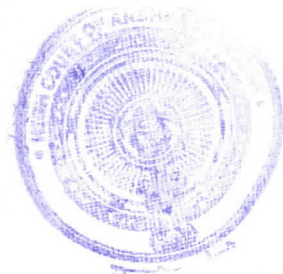
:PRESENT:

THE HONOURABLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO

IA No. 1 OF 2026

IN

TRCMP NO: 125 OF 2026



Between:

1. Dytagunja @ Tammisetty Manasa Ramya, W/o Dytagunja Seshu Madhava Rao Aged about 28 years, R/o D.No 25-10-102, 2nd line, Srinivasaraopet, Guntur City Guntur District Andhra Pradesh 522002
2. Dytagunja Jaswitha, D/o Dytagunja Seshu Madhava Rao, Rep by it's her mother and natural guardian Petitioner No.1 Aged about 28 years, R/o D.No 25-10-102, 2nd line, Srinivasaraopet, Guntur City Guntur District Andhra Pradesh 522002

...Petitioners

(Petitioner in TRCMP 125 OF 2026

on the file of High Court)

AND

Dytagunja Seshu Madhava Rao, S/o Venkateswara Rao aged about 40 years R/o 13-411-2, Nizampet, Machilipatnam Krishna District Andhra Pradesh - 521001

...Respondent

(Respondents in-do-)

Counsel for the Petitioners :SRI A.SRINIVASA RAO

Counsel for the Respondent :---

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to stay all further proceeding in H.M.O.P No.

264/2024 on the file of the Principal Senior Civil Judge at Machilipatnam, Pending disposal of TRCMP No. 125 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 Guntur along with her minor daughter, aged about six (06) years.

The averments in the affidavit filed by the petitioner prima facie further show that the petitioner filed a Maintenance Case vide F.C.O.P.No.791 of 2025 under Section 144 (1) (a) (b) of the Bharatiya Nagarik Suraksha Sanhita, 2023, on the file of the Family Court-cum-Additional District & Sessions Court, Guntur, and the same is pending adjudication.

Learned counsel for the petitioner would contend that the respondent/husband filed H.M.O.P.No.264 of 2024, on the file of the learned Principal Senior Civil Judge, Machilipatnam, seeking restitution of conjugal rights under Section 9 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 Guntur house along with her minor daughter aged about 6 years and the distance between the Guntur 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.264 of 2024, on the file of the learned Principal Senior Civil Judge, 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.264 of 2024, on the file of the learned Principal Senior Civil Judge, Machilipatnam, till 15.06.2026.

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

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//

For ,

SECTION OFFICER

To,

1. The Principal Senior Civil Judge at Machilipatnam
2. The Judge Family Court-Addl. District & Sessions Court, Guntur
3. Dytagunja Seshu Madhava Rao, S/o Venkateswara Rao aged about 40 years R/o 13-411-2, Nizampet, Machilipatnam Krishna District Andhra Pradesh – 521001 (By RPAD)
4. One CC to SRI. A.SRINIVASA RAO Advocate [OPUC]
5. One spare copy

KJ

HIGH COURT

VGKR,J

DATED:23/04/2026

LIST THE MATTER ON 15.06.2026

ORDER

IA No. 1 OF 2026

IN

TRCMP.No.125 of 2026

INTERIM STAY

