

[3397]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE FIRST DAY OF MAY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HON'BLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO

IA No. 1 OF 2026

IN

TRCMP NO: 142 OF 2026

Between:

Motamarri Supraja, W/o M.Premchand, Aged about 32 years, R/o Flat No.202,MarkResidency, Near Sai Mess, Gunadala, Vijayawada-520004

...Petitioner/Petitioner

AND

Motamarri Prem Chand, S/o Rambabu, aged about 35 years, R/o Flat No.201,Tirumala Towers, Opp Parkarea,Sattenapalli, Palanadu Dist-522403 .

...Respondents/Respondents

Counsel for the Petitioner : SRI BANDARU SRINU

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 grant stay of all further proceedings in H.M.O.P. No.117 of 2025 on the file of THE HONB'LE CIVIL JUDGE (SENIOR DIVISION)SATTENPALLI, Pending disposal of TRCMP No. 142 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 Sri Gunda Gopi Krishna, learned counsel appearing on behalf of Sri Bandaru Srinu, 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 Vijayawada, in her parent's house.

The petitioner pleaded that she had lodged a complaint before the Machavaram Police Station, for the offences punishable under Section 85 of Bharatiya Nagarik Suraksha Sanhita, 2023 and under Sections 3 & 4 of the Dowry Prohibition Act, 1961, and Section 22 of the Protection of Women From Domestic Violence Act, 2005 *vide* D.V.C.No.53 of 2026 on the file of the learned I Additional Chief Judicial Magistrate, Vijayawada, and the same is pending for adjudication. The petitioner/wife furtherpleaded that she had filed a Maintenance case *vide* F.C.O.P.No.865 of 2026 on the file of the learned XIV Additional District and Sessions Judge, Vijayawada and she also filed a 498-A Case *vide* C.C.No.2312 of 2026 on the file of the learned IV Additional Chief Metropolitan Magistrate, Vijayawada, and the respondent/husband is attending the Court proceedings in the aforesaid cases before the competent Courts at Vijayawada.

Learned counsel for the petitioner would contend that to cause unnecessary inconvenience to the petitioner/wife, the respondent/husband has filed H.M.O.P.No.117 of 2025, on the file of the learned Civil Judge (Senior Division), Sattenapalli, under Section 9 of the Hindu Marriage Act, 1955, seeking for restitution of conjugal rights.

Learned counsel for the petitioner would further contend the petitioner/wife is residing separately at her parents' house and depending upon the mercy of her parents. He would further contend that the distance in between Vijayawada and Sattenapalli is approximately more than 70kms and it is very difficult for the petitioner/wife to attend the restitution case proceedings before the learned Civil Judge (Senior Division), Sattenapalli 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 on all further proceedings including the appearance of the petitioner i.e., the respondent in H.M.O.P.No.117 of 2025, on the file of the learned Civil Judge(Senior Division), Sattenapalli, till 18.06.2026.

Sd/-N.NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Civil Judge(Senior Division), Sattenapalli.
2. Motamarri Prem Chand, S/o Rambabu, aged about 35 years, R/o Flat No.201,Tirumala Towers, Opp Parkarea,Sattenapalli, Palanadu Dist-522403 .(By RPAD)
3. One CC to SRI. BANDARU SRINU Advocate [OPUC]
4. One spare copy

KSR

HIGH COURT

VGKR, J

DATED:01/05/2026

Post the mater on 18.06.2026.

ORDER

IA NO.1 OF 2026

IN

TRCMP.No.142 of 2026

INTERIM STAY

