

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY ,THE EIGHTH DAY OF SEPTEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO

IA No. 1 OF 2025

IN

TRCMP NO: 283 OF 2025

Between:

Thirumalasetty @ Kurakula Kalpana Sai, W/o. Thirumalasetti Mounesh, aged about 30 years, R/o.D.No. 1-553, Gangapuram, Chinna tippa samudram Village, Madanapalle Mandal, Annamayya District, Andhra Pradesh .

...Petitioner(s)

(Petitioner in TRCMP 283 OF 2025

on the file of High Court)

AND

Thirumalasetti Mounesh, S/o.Krishnaiah, R/o.D.no.8-5-206, 5th street, Sai Nagar, Sullurupet village, Nellore District, Andhra Pradesh-524121

...Respondent(s)

(Respondents in-do-)

Counsel for the Petitioner : SRI B VAMSI KRISHNA

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. 155 of 2025 on the file of the learned Principal Senior Civil Judge, Gudur, Pending disposal of TRCMP No. 283 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).

ORDER

“Heard Sri B.Vamsi Krishna, 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 Madanapalle Mandal, Annamayya District at her parent’s house.

The petitioner pleaded that she had lodged a complaint before the Madanapalle Rural Police Station, Annamayya District under Section 85 r/w 3(5) BNS and under Sections 3 & 4 of the Dowry Prohibition Act vide FIR No.140 of 2025 and the same is pending for investigation. The petitioner further pleaded that she had also filed H.M.O.P.No.182 of 2025, on the file of the Principal Senior Civil Judge, at Madanapalle, under Section 9 of the Hindu Marriage Act, 1955 seeking for restitution of conjugal rights

Learned counsel for the petitioner would contend that to cause unnecessary inconvenience to the petitioner/wife, the respondent/husband has file H.M.O.P.No.155 of 2025, on the file of the Principal Senior Civil Judge, at Gudur, under Section 13(1)(ia) of the Hindu Marriage Act, 1955, seeking for dissolution of marriage.

Learned counsel for the petitioner would further contend the petitioner/wife has been residing separately at her parents’ house and depending upon the mercy of her parents. He would further contend that the distance in between Annamayya District and Gudur is approximately more than 200Kms and it is very difficult for the petitioner/wife to attend the divorce case proceedings before the learned Principal Senior Civil Judge, at Gudur 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.155 of 2025, on the file of the Principal Senior Civil Judge, at Gudur, till 13.10.2025.

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."

//TRUE COPY//

For

SD/-B.CHITTI JOSEPH
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Senior Civil Judge, at Gudur
2. Thirumalasetti Mounesh, S/o.Krishnaiah, R/o.D.no.8-5-206, 5th street, Sai Nagar, Sullurupet village, Nellore District, Andhra Pradesh-524121(By RPAD)
3. One CC to SRI. B VAMSI KRISHNA Advocate [OPUC]
4. One spare copy

HIGH COURT

VGKR,J

DATED:08/09/2025

POST THE MATTER ON 13.10.2025

ORDER

IA No. 1 OF 2025

IN

TRCMP NO: 283 OF 2025

INTERIM STAY

