



HIGH COURT OF CHHATTISGARH AT BILASPUR

TPC No. 30 of 2026

SMT. LATIKA SIRMOUR *versus* SHRI ALOK SIRMOUR

Order Sheet

24/02/2026	Mr. Vivek Kumar Tripathi, Advocate for the petitioner. Heard on I.A. No.01/2026, an application for grant of stay. Learned counsel for the petitioner submits that the petitioner is presently residing with her parents at Raipur along with her minor son. It is submitted that she has filed an application under Section 144 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) seeking maintenance before the learned Family
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Court, Raipur on 29.11.2025.

Learned counsel further submits that the petitioner has also instituted proceedings under the Protection of Women from Domestic Violence Act, registered as MJC No. 13051/2026, before the Court of JMFC, Raipur on 17.12.2025.

It is contended that subsequently, the respondent/husband has filed a petition under Section 13(1-A) of the Hindu Marriage Act, 1955 before the learned Family Court, Durg on 06.01.2026.

Placing reliance on Section 21A(2) of the Hindu Marriage Act, 1955, learned counsel submits that where petitions under the Act are presented to different District Courts, the petition presented later shall be transferred to the District Court in which the earlier petition was presented and both



petitions shall be heard and disposed of together by the Court in which the earlier petition was instituted.

It is further submitted that since the petitioner is residing at Raipur with her minor son and is dependent upon her parents, she is facing considerable hardship in attending the proceedings instituted by the respondent under Section 13(1-A) of the Hindu Marriage Act before the Family Court, Durg.

In view of the above, issue notice to the respondent, by ordinary as well as registered post.

Process fee be paid within 7 days.

In view of the aforesaid submission, purely as an interim measure, the proceedings with respect to the Case No. CS-A/21/2026, pending before the



Family Court, Durg shall remain stayed, till the next date of hearing.

Accordingly, I.A. No.1 is hereby disposed of.

List this case after service of notice to the respondent.

Sd/-

(BIBHU DATTA GURU)
Judge