

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/MISC. CIVIL APPLICATION (FOR TRANSFER) NO. 1700 of 2026**

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SHIVANIBEN D/O SHAILESHBHAI SIDDHPURA STEP DAUGHTER OF
PRAKASHBHAI BHARATBHAI CHAUHAN

Versus

MAHENKUMAR DHARMENDRABHAI MISTRI

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Appearance:

MALAY S PATEL(8901) for the Applicant(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE MAULIK J.SHELAT

Date : 14/07/2026

ORAL ORDER

1. Heard Mr. Malay S. Patel, learned Advocate for the applicant.
2. Mr. Patel, learned Advocate, would submit that the applicant happens to be wife of the opponent and resides with her parents at Bhavnagar. Whereas, the opponent has instituted a family suit before the Family Court, Vadodara. It is further submitted that the distance between Bhavnagar and Vadodara is more than 265 km one go and in such circumstances, it would cause great hardship and inconvenience to the applicant to attend the proceedings instituted by the opponent at Vadodara.

3. Mr. Patel, learned Advocate, would further submit that the applicant has already preferred a maintenance application against the opponent under Section 144 of BNSS, which is pending before the Competent Court at Talaja, Bhavnagar, which is prior in point of time than the suit filed by the opponent. It is further submitted that the aforesaid proceedings is pending before the concerned Court at Talaja, Bhavnagar, where the opponent is required to attend the proceedings.
4. Considering the aforesaid facts and circumstances and after hearing the submissions made by Mr. Patel, learned Advocate and so also after going through the averments made in the application and the documents annexed therewith, the matter requires consideration.
5. Issue Rule, returnable on 18.09.2026.
6. Ad-interim relief is granted in terms of paragraph No. 18(B) of the application.

NILESH

(MAULIK J.SHELAT,J)