

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/MISC. CIVIL APPLICATION (FOR TRANSFER) NO. 2159 of
2026**

=====

MANISHBEN D/O DINESHBHAI PARMAR AND W/O PINALBHAI
VINODBHAI MAKVANA

Versus

PINALBHAI VINODBHAI MAKVANA

=====

Appearance:

MR HARSHAL PATEL FOR MR.DIPEN F CHAUDHARI(6740) for
the Applicant(s) No. 1

=====

CORAM:HONOURABLE MR. JUSTICE MAULIK J.SHELAT

Date : 03/09/2026

ORAL ORDER

1. Heard Mr.Harshal Patel, learned advocate for Mr.Dipen F. Chaudhari, learned advocate for the applicant.

2. Mr.Patel, learned advocate for the applicant would submit that the applicant happens to be the wife of the opponent who instituted Family Suit No.2832 of 2025 at Ahmedabad, whereas the applicant is residing at Palanpur.

2.1 Mr.Patel, learned advocate would submit that the applicant has already instituted maintenance proceedings against the opponent under Section 144 of the BNSS and also filed a suit under Section 9 of the Hindu Marriage Act seeking restitution of conjugal rights and both are pending before the Family Court, Palanpur.

2.2 It is further submitted that the distance between Ahmedabad and Palanpur is around 140 kilometers one way

and the applicant has a responsibility to look after two minor children, thereby it causes great hardship and inconvenience to her to attend the suit instituted by the opponent at Ahmedabad.

2.3 Mr.Patel, learned advocate would further submit that the applicant has also filed a criminal complaint against the opponent and his family members under the provisions of the Dowry Prohibition Act and under the provisions of the BNSS Act, wherein charge-sheet is already filed and such matter is required to be attended by the opponent at the concerned Court at Palanpur.

3. Having heard Mr.Patel, learned advocate for the applicant and considering the averments made in the application, the matter requires consideration.

4. Hence, issue **Rule**, returnable on **30.10.2026**. Ad-interim relief in terms of para 13(c) is granted.

GAURAV J THAKER

(MAULIK J. SHELAT, J)