

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/MISC. CIVIL APPLICATION (FOR TRANSFER) NO. 2442 of 2025**

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DAKSHABEN BHAVESHBHAI PARMAR

Versus

PARMAR BHAVESHBHAI CHANALAL

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Appearance:

MS SANGITA M. CHAUHAN(11842) for the Applicant(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE MAULIK J.SHELAT

Date : 15/10/2025**ORAL ORDER**

1. Heard learned advocate Ms.Sangita M. Chauhan for the applicant.

2. Learned counsel Ms.Chauhan would state that the applicant happens to be wife of the opponent who is residing along with her minor daughter at Ahmedabad, whereas the opponent instituted Family Suit before the Family Court, Visnagar.

2.1 Learned counsel Ms.Chauhan would further state that the opponent having failed to pay maintenance and as such, there is an arrears of maintenance, due to which, an application for recovery of such amount filed under Section 144 (3) of BNSS Act by the applicant against the opponent, which is pending before the Family Court, Ahmedabad.

2.2 Learned counsel Ms.Chauhan would further state that the father of the applicant is also paralyzed and as such, there

is no one to look after the day-to-day affairs of the applicant and her minor child.

2.3 Learned counsel Ms.Chauhan would submit that considering the aforesaid facts and circumstances, it causes immense hardship and inconvenience to the applicant to attend the suit proceedings instituted by the opponent at Visnagar and as such, in absence of any financial means, she is not able to attend and effectively defend such proceedings.

3. Having heard learned counsel Ms.Chauhan and after going through the averments made in the application and so also the documents which are annexed therewith, a strong *prima facie* case is made out by the applicant, whereby the matter requires consideration.

4. Issue **Rule**, returnable on **28.11.2025**. Ad-interim relief in terms of paragraph 15(C) is granted.

(MAULIK J.SHELAT, J)

GAURAV J THAKER