



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MRS. JUSTICE P SREE SUDHA

CIVIL PETITION NO. 373 OF 2025

BETWEEN:

1. SMT KOWSALYA BAI B
D/O BALAJI NAIK
W/O YASHWANTH NAIK
AGE ABOUT 33 YEARS
R/A NO 9, 3RD CROSS, TULASINGAR HOSAHALLI
MAIN ROAD, BENGALURU - 560091

...PETITIONER

(BY SRI. RAJESHA SHETTIGARA.,ADVOCATE)

AND:

1. MR YASHWANTH NAIK
S/O MITHU SINGH
AE ABOUT 33 YEARS
R/A NO 7/32
BAGDALL THANDA BIDAR (RTQ)
BIDAR DISTRICT 585226
AND ALSO AT
R K INFRASTRUCTURE CIVIL ENGINEERS AND
CONTRACTORS
NO 425, HOUSE NO,51 AND 52 GURBAR'S
RESIDENCY VASAVI SHEETR'S KALLUBALU JIGANI
TALUK, ANEKAL ,BENGALURU 560-105
REP BY PROPRIETOR
MR NAYAK YASHAWANTH

...RESPONDENT





THIS CP IS FILED UNDER SECTION 24 OF CPC, PRAYING TO PASS AN ORDER WITHDRAWING THE M.C.NO.31/2025 PENDING ON THE FILE OF PRINCIPAL SENIOR CIVIL JUDGE AND CJM, BIDAR, AND THEREAFTER TRANSFER THE SAME TO THE PRINCIPAL FAMILY JUDGE, BANGALORE, DIRECTING IT TO DISPOSE OF THE SAME IN ACCORDANCE WITH LAW IN THE INTEREST OF JUSTICE AND EQUITY.

THIS PETITION, COMING ON FOR ADMISSION, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MRS. JUSTICE P SREE SUDHA

ORAL ORDER

This transfer petition is filed by the petitioner-wife for the transfer of MC.No.31/2025 which is filed by the husband in Bidar for divorce on 17.06.2025. Petitioner/Wife also filed petition for Restitution of Conjugal Rights in MC.No.6055/2025 in the Family Court at Bengaluru on 23.09.2025 after filing of the divorce application by the respondent/husband.

2. It is stated that the respondent/husband is also working in Bangalore and running "R.K.Infrastructure" Civil Engineering and Contracting firm but he filed a case



for divorce in Bidar, which is at a distance of 700 kilometres from Bangalore only to harass the petitioner-wife.

3. In spite of the service of notice to respondent - husband, he did not appear. When both parties filed two cases for restitution of conjugal rights and for divorce, both cases are to be tried together by the one Court to avoid conflict of decisions. Therefore, this Court finds it reasonable to transfer MC No. 31/2025 pending on the file of the Senior Civil Judge Court, Bidar, to the family Court at Bangalore. Accordingly, I pass the following order:

ORDER

The petition is ***allowed.***

2. MC.No.31/2025 filed by the respondent-husband on the file of Principal Senior Civil Judge and CJM, Bidar is transferred to the Family Court at Bengaluru.



3. Family Court is directed to club MC.No.31/2025 filed by the respondent - husband and MC.No.6055/2025 filed by the petitioner - wife and to dispose of the same at a time.

Sd/-
(P SREE SUDHA)
JUDGE

RCK
List No.: 1 Sl No.: 54