

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Transfer Appl. No. 55/2025

Smt. Priya Mathur W/o Harshit Mathur, Aged About 29 Years, D/o Late Akshay Mathur, Residing Near Hospital Chouraha, Manpura Colony, Near Ramdev Hospital, One-Way Road, Jalore (Raj)

-----Petitioner

Versus

Harshit Mathur S/o Dilip Mathur, Aged About 30 Years, R/o Kayasth Mohalla, Purana Saher, Kishangarh, Tehsil Kishangarh, District Ajmer (Raj)

-----Respondent

For Petitioner(s)	:	Ms. Diya Kanwar for Mr. Paramveer Singh Champawat
For Respondent(s)	:	-

HON'BLE MR. JUSTICE CHANDRA PRAKASH SHRIMALI

Order

21/03/2025

Stay Petition No. 831/2025:

1. The present application has been filed under Section 151 C.P.C. seeking interim stay on the proceeding pending before the learned Additional District & Sessions Judge, No.1, Kishangarh, District Ajmer on the Transfer Application No.174/2024, filed under Section 13 of the Hindu Marriage Act, 1955 by the respondent-husband for transferring the matter before the learned Family Court, Jalore for trial.
2. Learned counsel for the petitioner submits that the respondent-husband filed an application seeking Divorce against the petitioner-wife before the learned Additional District & Sessions Judge, No.1 Kishangarh, District Ajmer wherein notices were served upon the petitioner-wife.

3. While producing the order dated 24.09.2024, passed by a Coordinate Bench of this Court in ***S.B. Civil Transfer Application No.193/2024 : Purnima Dadhich @ Tina Vs. Sunil***, learned counsel for the petitioner-wife, submits that in the aforesaid case, a coordinate Bench of this Court while issuing notices to the respondents, stayed the further proceedings of the case, pending before the learned Family Court No.2, Jodhpur. He, therefore, seeks parity in the present case also from the case of ***Purnima Dadhich @ Tina (supra)***.

4. It is to be noted that the proceedings under Section 13 of the Hindu Marriage Act, 1955 are in initial stage and before the trial Court only notice has been issued and the proceeding before the learned trial Court are at initial stage and no irreparable loss will cause to the petitioner at this stage.

5. This Court is not inclined to stay the further proceedings the Transfer Application No.174/2024, pending before the learned Additional District & Sessions Judge, No.1, Kishangarh, District Ajmer.

6. The stay petition is, therefore, rejected.

7. Issue notice to the respondent of the Civil Transfer Application, returnable within a period of four weeks.

(CHANDRA PRAKASH SHRIMALI),J