

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. _____ OF 2026
(Arising out of SLP (C) No. 12441 of 2025)

VIPUL CHANGANLAL SOLANKI **Appellant(s)**

VERSUS

NIKITA VIPUL SOLANKI **Respondent(s)**

O R D E R

- 1) Leave granted.
- 2) Assailing order dated 26.07.2024 passed by the High Court of Gujarat allowing R/Misc. Civil Application (For Transfer) No. 1214 of 2024 filed by the respondent-wife and transferring HMP No. 2582 of 2021 titled as *Vipul Chhaganlal Solanki v. Nikita* under Section 13A of the Hindu Marriage Act, 1955, from Family Court, Ahmedabad, to Vadodara, the present appeal has been filed.
- 3) The contention as advanced by the appellant(husband) is that two children aged 14

years and 5 years are with him and in such a situation, transferring the case from Ahmedabad to Vadodara may cause inconvenience and prejudice to the children. It is further submitted that respondent(wife) is a working woman, however, the distance is only about 110 kilometers which can be easily traveled by her and that she may join the proceedings by virtual mode except on dates when her presence is directed by the Court. It is urged that the direction of transfer may be set aside.

4) *Per contra*, learned counsel appearing for the respondent(wife) submits that the husband may have support of her in-laws to maintain the children; therefore, the plea of inconvenience is not proper. However, she is not in a position to deny the fact that she is a working woman and also about the distance.

5) After hearing learned counsel for the parties and considering all the facts and circumstances of the case, in particular, the inconvenience which may be caused to the appellant(husband) looking to the fact that he has to take care of both the children,

the transfer as directed by the High Court in exercise of its discretion, is not proper and therefore, is set aside.

6) The respondent(wife) is permitted to participate in the proceedings virtually until specifically directed by the Court.

7) The appeal is, accordingly, allowed. Pending application(s), if any, shall stand disposed of.

....., J.
[J.K. MAHESHWARI]

....., J.
[ATUL S. CHANDURKAR]

New Delhi;
January 12, 2026.

ITEM NO.34

COURT NO.3

SECTION III-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No. 12441/2025

[Arising out of impugned final judgment and order dated 26-07-2024 in MCA No. 1214/2024 passed by the High Court of Gujarat at Ahmedabad]

VIPUL CHHANGANLAL SOLANKI

Petitioner(s)

VERSUS

NIKITA VIPUL SOLANKI

Respondent(s)

[MEDIATION REPORT RECEIVED]

Date : 12-01-2026 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.K. MAHESHWARI
HON'BLE MR. JUSTICE ATUL S. CHANDURKAR

For Petitioner(s) :

Mr. Hemal Kiritkumar Sheth, AOR
Mr. Vicky B. Mehta, Adv.
Mr. Suraj Singh, Adv.

For Respondent(s) :

Mr. Chandrashekhar A. Chakalabbi, Adv.
Mr. Varnik Kundaliya, Adv.
M/s Dharmaprabhas Law Associates, AOR

UPON hearing the counsel the Court made the following
O R D E R

- 1) Leave granted.
 - 2) The appeal is allowed in terms of the signed order.
- Pending application(s), if any, shall stand disposed of.

(NIDHI AHUJA)
DEPUTY REGISTRAR

(NAND KISHOR)
ASSISTANT REGISTRAR

[Signed order is placed on the file.]