

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.111 OF 2016

IN

FAMILY COURT APPEAL NO.63 OF 2015

Mr Kamlesh K. Godhwani

... Applicant

v/s

Mrs Lata Kamlesh Godhwani

... Respondent

Mr Hitesh P. Vyas for Applicant.

CORAM: A.S. OKA AND

SMT ANUJA PRABHUDESSAI JJ.

DATE : 13TH DECEMBER 2016.

P.C. :-

1. Not on board, taken on board. On the prayer of the Applicant, this Application is taken up for hearing.

2. The learned counsel appearing for the Applicant / Appellant submits that as of today, there is no stay granted by any Court to clause 4 of the operative part of judgment and order dated

23rd January 2015. If the statement made by the learned counsel appearing for the Applicant is correct, then the clause 4 of the operative part of the impugned judgment and order is operative and therefore, the remedy of the applicant is before the concerned Court to execute that part of the decree.

3. Therefore, we decline to entertain this Application wherein the prayer in substance is for execution and implementation of clause 4 of the decree. Hence, Application is disposed of by keeping the remedy of execution expressly open.

(SMT ANUJA PRABHUDESSAI J.)

(A.S. OKA J.)