

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FAMILY COURT APPEAL NO. 55 OF 2016

Mr. Conred Joaquim d'souza ... Appellant

Vs.

Mrs. Teresa Joaquim D'souza ... Respondent

None present for the Parties.

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**CORAM : A. S. OKA &
SMT. ANUJA PRABHUDESSAI, JJ.**

DATE : 06th December, 2016

P.C. :

1. None appears for the appellant. By this Family Court Appeal, the challenge is to the order dated 4th June 2009 passed by learned Judge of the 7th Family Court, Mumbai on a petition filed under Section 125 of the Code of Criminal Procedure by respondent mother.

2. In view of Sub-section (2) of Section 19 of the Family Court Act, 1984, the present Family Court Appeal is not maintainable. Remedy of the appellant is under Sub-section (4) of Section 19 of the said Act.

3. Accordingly, we dismiss the Family Court Appeal as not maintainable. However, the remedy of the appellant is kept open.

(ANUJA PRABHUDESSAI, J.)

(A. S. OKA, J.)