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***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION***

***FAMILY COURT APPEAL No.166 OF 2016
WITH
CIVIL APPLICATION No. 227 OF 2016
IN
FAMILY COURT APPEAL No. 166 OF 2016***

***Mrs. Savita w/o. Navneet Magare Appellant/Org. Respondent
Vs.
Mr. Navneet Manik Magare Respondent /Org. Petitioner***

Mr. Yogendra Giri i/b. A.M. Saraogi for Petitioner
Mr. Shivraj R. Singh for Respondent

***CORAM : V. M. KANADE &
SMT. SWAPNA S. JOSHI, JJ***

DATE : SEPTEMBER 21, 2016

P.C. :

1. Both the parties have amicably settled the dispute and have filed their consent terms. The consent terms are signed by the Appellant and Respondent and their respective advocates. Both the parties are present in the Court. Consent Terms are taken on record and marked 'X' for the purpose of identification. We have taken interview of both the parties. Both of them have stated that they are willingly agreed with the terms

and conditions mentioned in the consent terms.

2. The Appellant -Original Respondent got married on 24.4.1998 and there is one son born out of the said marriage. At the moment, his age is about 15 years and he is staying with the Appellant- mother and the Respondent has provided permanent accommodation to his wife and the minor son and a declaration also has been handed over by the Respondent – husband/father to the Appellant wife. He has also paid Rs. 4,00,000/-. Out of which, Rs. 3,00,000/- has paid by him by demand draft drawn on The Saraswat Co-Operative Bank Ltd., Nagari Niwara Branch, Goregaon (East), Mumbai being Demand Draft No. '005625 400088100' dated 6.9.2016 and Rs.1,00,000/- in cash. As per the consent terms, it is agreed that the Appellant will not claim any maintenance from the Respondent for herself or son hereinafter. The Appellant has agreed that to withdraw the Petition No. E-196 of 2016 filed by her for maintenance in the Family Court at Bandra.

3. The undertaking given by the Respondent is accepted. In view of the settlement made between the parties, the Appellant has agreed to withdraw the appeal filed by her in view of the consent terms.

4. In view of the consent terms, the appeal filed by the Appellant is allowed to be withdrawn and accordingly the same is disposed of in terms of the consent terms. Civil Application does not survive and is accordingly disposed of.

SWAPNA S. JOSHI, J.

V.M. KANADE, J.