

FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

C.A.O. NO.582/2016 AND M.C.A. ST. NO.432/2016 IN F.C.A. NO. 88/2014 (D)
(KALPANA PRAKASH NIMJE & ANOTHER VERSUS PRAKASH (BABA) PUNDLIK NIMJE)

Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

None for the applicants.

CORAM : SMT.VASANTI A. NAIK AND
PRASANNA B. VARALE, JJ.

DATE : APRIL 15, 2016.

None for the applicants. However, perused the contents of the application.

The delay in filing the review application is condoned.

The civil application is allowed and disposed of.

M.C.A. ST. NO.432/2016.

None for the applicants. However, perused the grounds raised in the review application.

It appears from the order dated 07.07.2015 that the same is passed with the consent of the parties. This Court has not decided to grant a sum of Rupees Ten Thousand to the applicants towards permanent alimony from 01.07.2015. The parties had agreed and a joint pursis was filed in this Court stating therein that the respondent would pay a sum of Rupees Ten Thousand to the applicant no.1-Wife towards permanent alimony with effect from 01.07.2015. From the grounds stated in the miscellaneous civil application, it cannot be said that the respondent had played a fraud and had misrepresented this Court while securing the order dated 07.07.2015.

Since the order dated 07.07.2015 is based on the consent of the parties and since the parties were personally present in the Court on the said date and they had stated that they are *ad-idem* over the terms mentioned in the pursis, no ground is made out for reviewing the order dated 07.07.2015 in Family Court Appeal No.88 of 2014.

The miscellaneous civil application stands rejected.

JUDGE

JUDGE

APTE