

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 340 OF 2016
IN
FAMILY COURT APPEAL NO.223 OF 2016**

Mrs. Kumud Prashant Vaghela

..Applicant

Vs.

Mr. Prashant Mangaldas Vaghela

..Respondent

Mr. V. R. Sutrale for the Applicant

Mr. A. A. Jakatdar i/b Ms Veena B Shukla for the Respondent

CORAM :R. M. SAVANT, &

SMT. SADHANA S JADHAV, JJ

DATE : 15th JUNE, 2017

P.C.

1 The above Civil Application has been filed for the following reliefs:

(a) That this Hon'ble Court may be pleased to call for the records and proceedings from the Family Court at Bandra in Family Court Petition No.A-1144 of 2012 and to stay the operation and/or implementation of the impugned judgment and decree dated 19-5-2016 passed therein till the hearing and final disposal of the Appeal

(b) For interim and ad-interim order in terms of prayer (a) above

(c) That pending the hearing and final disposal of the Family Court First Appeal No. 223 of 2016, the respondent, his servants and agents or any other person claiming through the respondent be restrained by an order of injunction from dispossessing the Applicant from the matrimonial flat No.103, Plot No.36, in Gorai Shree Sahyog CHS Ltd., Gorai, Borivli (W) Mumbai 400 092, in any manner whatsoever.

2 In so far as prayer clause (a) is concerned, the Learned Counsel appearing for the Respondent Mr. Jakatdar makes a statement that the Respondent would not remarry pending the above Family Court Appeal. Statement accepted.

 In so far as prayer clause (c) is concerned, the Learned Counsel appearing for the Applicant Mr. Sutrale states that the Applicant would not press prayer clause (c).

3 In terms of the aforesaid statements, the Civil Application to stand disposed of.

[SMT. SADHANA S. JADHAV, J]

[R.M.SAVANT, J]