

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

Criminal Writ Petition No. 142 OF 2017

Jayant s/o Prafullakumar Bhansali V/s Mrs. Sonal w/o Jayant Bhansali

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

Court's or Judge's orders

Mr. S.K. Soni, Advocate for Petitioner.
Mr. A. Shelat, Advocate for Respondent.

CORAM : R.K. Deshpande, J

DATE : 04.10.2017.

Shri Soni, the learned counsel appearing for the petitioner, submits that the proceedings pending before the Hon'ble Apex Court arise out of an order of remand passed by this Court, by virtue of which, the Family Court was required to deal with the petition for mutual divorce.

The petitioner wanted to stay the proceedings instituted by the respondent under the provisions of Domestic Violence Act, 2005, which include the claim for maintenance, on the ground that the aforesaid case is pending before the Apex Court.

It is not disputed that the proceedings under the Domestic Violence Act have not been kept in abeyance by the Apex Court, pending the decision in the SLP pending before it. Hence, I do not find any reason to interfere with the order impugned and to stay the proceedings under the Domestic Violence Act.

In view of the above, the Writ Petition is dismissed.

JUDGE

nandurkar