

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 195 OF 2016

IN

FAMILY COURT APPEAL NO. 129 OF 2016

Mrs Nikita S. Rathod

..Applicant

Vs.

Mr.Sunil S. Rathod

..Respondent

Mr.R. S. Alange, for the Applicant.

CORAM:-K. K. TATED & B. P. COLABAWALLA,JJ.

DATE :- JULY 25, 2018.

P. C.:

Heard. Though Respondent is served, none appeared on behalf of him when the matter was called out.

2 By this Civil Application, the Applicant wife is seeking to stay the execution and operation of the impugned decree dated 21st June, 2016 passed by the Family Court, Solapur in Petition No. A 126 of 2013 filed by Respondent husband under Section 13 (i) (ia) of the Hindu Marriage Acct, 1955 for divorce.

3 Considering the submissions made by the learned counsel for the Applicant and the averments made in the Civil Application, we are satisfied that the Applicant has made out a case for following order:-

- a) Respondent husband is restrained from remarriage, if he is not remarried till the hearing and final disposal of the present Family Court Appeal.
- b) Civil Application stands disposed of accordingly.

(B. P. COLABAWALLA, J.)

(K. K. TATED, J.)