

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

**CIVIL APPLICATION NO.161 OF 2018
IN
FAMILY COURT APPEAL NO.107 OF 2018**

Rajkishore Bhabagrahi Bishwal ... Applicant

vs.

Mrs.Sasmita Rajkishore Bishwal ... Respondent

Mr.Prashant Darandale for the Applicant.

**CORAM : K.K. TATED AND
B.P. COLABAWALLA, JJ.**

DATE : JULY 3, 2018.

P.C. :

1. Heard learned counsel Mr.Prashant Darandale for the Applicant.

2. By this Civil Application, Applicant is seeking to stay the further proceedings of the judgment and decree dated 31st January 2018 passed by the Family Court No.4, Pune in Petition No.A-247 of 2016.

3. It is to be noted that in the present proceedings, Applicant himself filed Petition for restitution of conjugal rights under Section 22 of the Special Marriage Act 1954, which stand dismissed by the impugned judgment dated 31st January 2018. Therefore, there is no

question of stay of the said judgment.

4. At this stage, the learned counsel appearing on behalf of the Applicant submits that the Applicant may be permitted to withdraw the present Civil Application. To that effect, he has given in writing. Same is taken on record and marked 'X' for identification. Same is accepted.

5. Civil Application No.167 of 2018 stands disposed of as withdrawn.

6. No order as to costs.

(B.P. COLABAWALLA, J.)

(K.K. TATED, J.)