

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

**CIVIL APPLICATION NO.138 OF 2018
IN
FAMILY COURT APPEAL (ST.) NO.29470 OF 2017**

Pravin Ramchandra Kadam .. Applicant

V/s.

Prerna Pravin Kadam .. Respondent

Mr.Tushar Sonawane for the applicant

Mrs.Megha Guralani for the respondent

**CORAM: K.K. TATED &
N. J. JAMADAR, JJ.**

DATED : DECEMBER 20, 2018

P.C. :

1 Heard.

2 Advocate Mrs.Megha Guralani submits that she received instructions to appear on behalf of Respondent. She undertakes to file her Vakalatnama in the Registry. Same is accepted.

3 By this Civil Application, applicant husband is seeking condonation of 371 days delay in filing the Family Court Appeal challenging the judgment and decree dated 07.07.2016 passed by Family Court, Thane in Petition No.A-117 of 2011.

4 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 allowing the Civil Application. At the same time, applicant to pay cost of Rs.5,000/- to the Respondent within six weeks from today. Hence, following order is passed:

- a) Delay in filing the Family Court Appeal is condoned.
- b) Applicant to pay cost of Rs.5,000/- to the Respondent or their Advocate within six weeks from today and place on record receipt to that effect, failing which Civil Application shall stand dismissed without referring back to the court.
- c) Civil Application stands disposed of accordingly.

(N. J. JAMADAR, J)

(K.K. TATED, J.)