

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

WRIT PETITION NO.984 OF 2019

Navin Tulasi Hiranandani & Ors. Petitioners

Vs.

Varsha Navin Hiranandani & Anr. Respondents

Mr. L.S. Gaikwad a/w Mr. S.H. Joshi for for Petitioners.
Mr. Sheru Kanogo i/by Ms. Sapna Nath for Respondent no.1
Mr. N.B. Patil, APP for State.

Coram : NITIN W. SAMBRE, J.

Date : 5th February, 2020

P.C.:

1. After having heard for sometime, learned counsel for the non-applicant, wife, on instructions, submits that application Exhibit '10' moved under the provisions of Domestic Violence Act for payment of rent and deposit amount under the same head may not be ordered to be recovered.

2. Learned counsel for the applicant-husband submits that in the facts and circumstances, the Court may pass appropriate order.

3. As such, the prayer of the non-applicant, wife that she is not pressing application, Exhibit '10' is accepted. The order impugned is set aside.

4. Needless to clarify that the amount, which is already paid under the impugned order be not recovered from the non-applicant, wife. However, this order will not affect the merits of the main proceedings.

5. The application is disposed of.

(NITIN W. SAMBRE, J.)