

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.221 OF 2019  
IN  
FAMILY COURT APPEAL (ST) NO.17976 OF 2019

Shri Ganesh Ravindra Kharade .. Applicant

vs.

Sou.Shilpa Ganesh Kharade .. Respondent

Mr.Anil Shitole i/b Mr.Shriram S. Chaudhari for the  
Applicant

**CORAM: K.K.TATED &  
SARANG V. KOTWAL, JJ.  
DATED : JANUARY 22, 2020**

**P.C.**

1 Heard.

2 Though Respondent Shilpa Ganesh Kharade is duly served, no one appeared on behalf of her when the matter was called out.

3 By this Civil Application, Applicant husband is seeking condonation of 27 days delay in filing First Appeal challenging the judgment and decree dated 31.01.2019 passed by Family Court No.1, Pune in P.A. No.1268 of 2015 dismissing Applicant's petition for divorce under section

13(1)(ia) of the Hindu Marriage Act, 1955. In spite of service, no one appeared on behalf of Respondent.

4 Considering the submissions made by the learned counsel for the Applicant and the averments made in the Application, we are satisfied that the Applicant has made out a case for allowing the Application. Hence, following order is passed:

- a. Delay in filing Family Court Appeal is condoned.
- b. Applicant to remove all office objections in Family Court Appeal (ST) No.17976 of 2019 on or before 01.02.2020, failing which same shall stand dismissed without referring back to the court.
- c. If all office objections are removed, office is directed to place the matter on board on 07.02.2020 for admission.

**(SARANG V. KOTWAL, J.)**

**(K.K.TATED, J.)**