

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

FAMILY COURT APPEAL No. 106 OF 2015

VAISHALI
ANIL
TIKAM

Mrs. Manjusha Suhas Malankar ...Appellant
Vs.

Mr. Suhas Kashinath Malankar ...Respondent

Digitally signed
by VAISHALI
ANIL TIKAM

Date:
2023.02.22
16:47:07 +0530

Mr. Kamlesh P. Mali, Advocate for the Appellant

Mr. Bhalchandra R. Patil, Advocate for the Respondent.

Appellant and Respondent are present in Court.

CORAM:- **R.D. DHANUKA &
M.M. SATHAYE, JJ.**

DATE :- **20TH FEBRUARY, 2023.**

P. C.:

1. Learned counsel for the parties have jointly tendered a copy of Consent Terms filed by the parties in Petition No. E-140 of 2021 filed in Family Court at Bandra. The copy of the Consent Terms is taken on record and marked 'X' for identification. According to Clause 8 of the Consent Terms, the Respondent has today handed over the Pay Order of Rs.1,00,000/- to the Appellant. Learned counsel for the Appellant, on instructions, confirms receipt of said Pay Order.

2. Learned counsel for the Appellant submits that his client has issued a letter dated 20th February, 2023 requesting to withdraw the present Appeal, as agreed under the Consent Terms, mentioned above. The said letter is taken on record and marked 'Y' for identification.

3. In that view of the matter, this Family Court Appeal is dismissed as withdrawn. No order as to costs.

4. The Respondent-Husband is present in the Court. Learned counsel appearing for the Respondent, on instructions, submits that Respondent undertakes to pay Rs.6,00,000/-, as agreed under Clause 10 of the Consent Terms. Undertaking is accepted. It is clarified that if the Respondent does not pay, as agreed under the Consent Terms, the Appellant will be at liberty to apply for restoration of the Family Court Appeal.

5. Place the Family Court Appeal on 3rd April, 2023 under the caption of 'Reporting Compliance'.

(M.M. SATHAYE, J.)

(R.D.DHANUKA, J.)