

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

**APPEAL FROM ORDER (ST.) NO. 27253 OF 2022
WITH
INTERIM APPLICATION NO. 959 OF 2023**

Mrs. Saroja Shriniwas Shenolikar

... Appellant/
Applicant

Versus

Shriniwas Parshuram Shenolikar

...Respondent

Ms. Namrata N. Shenoy for the appellant/applicant.

CORAM: G. S. KULKARNI, J.
DATED: 22 February 2023

P.C.

1. Not on board. Upon mentioning taken on board on a praecipe as moved on behalf of the appellant/applicant.
2. This Appeal from Order is filed assailing the order dated 21 September, 2022 passed by the Family Court at Bandra, Mumbai on Interim Application No. 177 of 2022 in Petition No. A-2271 of 2018.
3. Learned counsel for the appellant submits that inadvertently this Appeal from Order came to be filed and hence she seeks leave to withdraw this Appeal with liberty to file appropriate proceedings.

4. Accordingly, Appeal from Order is allowed to be withdrawn with liberty as prayed for.
5. The contentions of the parties are expressly kept open.
6. Needless to observe that as the appellant was bonafide pursuing the present proceeding, the appellant would be entitled to take a plea in relation to the pendency of the present proceedings, in the event an issue of limitation arises in the proposed proceedings intended to be filed by the appellant.
7. Disposed of in the above terms. No costs.
8. In view of disposal of Appeal from Order, Interim Application would not survive. It is accordingly disposed of.

(G. S. KULKARNI, J)