

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

**INTERIM APPLICATION NO.17144 OF 2023
IN
FAMILY COURT APPEAL (ST) NO.27904 OF 2023
IN
PETITION NO.A-2206 OF 2015**

Yashwant Giri .. Applicant
(Org.Petitioner)

IN THE MATTER BETWEEN:

Yashwant Giri .. Petitioner

Versus

Deepika Yashwant Giri .. Respondent

Jhangiani Narula, Advocate for the Applicant-Husband
(through VC).

Pinaz Contractor a/w Hitekshi Bhanushali, Advocates for
Respondent-Wife.

**CORAM: B. P. COLABAWALLA &
SOMASEKHAR SUNDARESAN, JJ.**

DATE : FEBRUARY 09, 2024

P. C.

1. The above Interim Application is filed seeking a
Condonation of Delay of 147 days in filing the above Family Court
Appeal partially impugning the judgment dated 16th November, 2022
delivered by the Family Court, Mumbai. By the impugned judgment the

Family Court granted divorce to the Appellant-Husband but did not grant custody of the child to him.

2. We have perused the Interim Application as well as heard the learned advocates appearing for the Appellant as well as Respondent. For the reasons stated in the Interim Application the delay of 147 days in filing the above Family Court Appeal is condoned.

3. Now that the delay is condoned, the Registry is directed to number the above Appeal subject to the Appellant removing all other office objections within a period of 4 weeks from today, failing which the above Appeal shall stand dismissed without further reference to the Court.

4. The above Interim Application is disposed of in the aforesaid terms. However, there shall be no order as to costs.

5. This order will be digitally signed by the Private Secretary/ Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[SOMASEKHAR SUNDARESAN, J.]

[B. P. COLABAWALLA, J.]