

Arjun

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.13105 OF 2024

Deepika Nikesh Punamiya

...Petitioner

Versus

Nikesh Mahendra Punamiya

...Respondent

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Mr. Dushyant Purekar a/w Rajat Dedhia, for the Petitioner.

Mr. Pranav H. Bhoite, for the Respondent.

CORAM: MADHAV J. JAMDAR, J.

DATED: 16 JANUARY 2026

P.C.:

1. By the present Writ Petition filed under Article 227 of the Constitution of India, the challenge is to the legality and validity of the Order dated 11th July 2024 passed by the learned Judge, Family Court No.2, Pune, below Exhibit-12 in Petition No. A-1757 of 2022.

2. Mr. Bhoite, learned Counsel for the Respondent tenders a photocopy of the *Roznama* of Petition No. A-1757 of 2022. The said *Roznama* is taken on record and marked "X" for identification. He points out *Roznama* dated 6th November 2025. The said *Roznama* dated 6th November 2025 read as under :-

"called on today

both parties are absent

advocate for both parties are present

43-application by respondent advocate to dismiss petition-

order passed below Exh.1

order passed on exh.1-

petitioner failed to file her evidence petition dismissed in default and counter claim proceeded

adjd. For chief of respondent (petition dismissed, C.C. proceed)”

3. Thus, it is clear that the main Petition has been dismissed. The Order challenged in this Petition is the interim Order. Thus, nothing survives in the Writ Petition and therefore the same is disposed as infructuous.

4. However, liberty is granted to the Petitioner to file a fresh Petition, in case the said Petition No. A-1757 of 2022 is restored to the file of the learned Family Court, Pune.

[MADHAV J. JAMDAR, J.]