

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CIVIL APPLICATION (FOR CONDONATION OF DELAY)
NO. 4714 of 2025
In
F/FIRST APPEAL/26382/2025

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ARUNABEN NATHABHAI MALAM

Versus

RAMESHBHAI KHIMABHAI DHARSANDA

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Appearance:

MS SANVIDA S SONI(5025) for the Applicant(s) No. 1

MR ADITYA P MISTRI(11315) for the Respondent(s) No. 1

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CORAM: **HONOURABLE MR. JUSTICE A.Y. KOGJE**
and
HONOURABLE MS. JUSTICE NISHA M. THAKORE

Date : 27/03/2026

ORAL ORDER

(PER : HONOURABLE MR. JUSTICE A.Y. KOGJE)

Though the present application is for condoning of delay, the Court finds that both, the applicant and the respondent belonging to a particular stratum of the society, where both the parties are fending for themselves. The only child out of the wedlock is presently with the mother and apparently both being labourers, it would not be possible for both of them to come to the Court in Ahmedabad, the wife is residing at Porbandar, whereas the husband is residing at Junagadh. The facts are such that the husband has filed an application for restitution of conjugal rights, which was allowed. However, there appears to be some reservation on the part of the wife

to return to the matrimonial home, particularly with regards to the allegation of wife beating as according to her, the husband is doubting the character of the wife. Though there does not appear to be anything on record to suggest this fact. However, the preliminary fact would indicate the possibility of settling the matter with the intervention of a mediator. The Court therefore, proposes that the matter be referred to the Mediation Center of District Legal Service Authority at Porbandar, wherein the husband has agreed to travel to Porbandar on 4th April, 2026. The District Legal Service Authority at Porbandar is directed to hold a mediation on 4th April, 2026. Learned advocate for the applicant also undertakes that on that day, the wife will remain present before the mediation.

The report of the mediation be placed before this Court on or before 30th April, 2026. Stand over to **30th April, 2026**.

(A.Y. KOGJE, J.)

(NISHA M. THAKORE, J.)

AMAR RATHOD.../sfs/27.03