

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.1889 OF 2023

WITH

INTERIM APPLICATION (ST) NO.6193 OF 2024

Shilpa Prashant Patil

...Petitioner/
Applicant

Versus

Prashant Pundalik Patil And Anr

...Respondents.

*Adv. Pooja Jalan , i/b Raturaj Pawar a/w Dhiraj Patil for the Petitioner.
Adv. C. K. Pendse a/w Prashant D. Jadhav for the Respondent.
Adv. Shilpa Gajare, APP for the Respondent-State.*

Coram : Sharmila U. Deshmukh, J.

Date : April 17, 2024.

P. C. :

1. By order dated 15th January, 2024 this Court had called for record and proceedings of PWDVA Appeal No. 35 of 2020 from the Court of Adhoc District Judge -2, Thane. Office noting indicates that the record and proceeding has been received. The purpose for calling for the record and proceeding was to consider the final report of Dr. Harish Shetty based on which the Appellate Court has reversed the findings of the Trial Court on the aspect of custody of the daughters.

2. As the record and proceeding has been received, the parties are permitted to take certified copies of the report of Dr. Harish Shetty.

3. Learned counsel for the Petitioner seeks access of the children as the exams are getting over on 21st April, 2024.
4. Learned counsel for the Respondent on instructions submits that the children are studying in Belgaum and at present he does not have the schedule of their examination. He however submits that there is no objection if day time access is taken as per the convenience of the children and their schedule.
5. Till the next date the Petitioner can meet the children at Belgaum during day time after fixing mutually convenient date and time after taking into consideration the examination schedule of the children. As of today, this Court is not inclined to consider the overnight access without considering the report of Dr. Harish Shetty.
6. Stand over to **7th May, 2024.**

[Sharmila U. Deshmukh, J.]