

rajshree

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FAMILY COURT APPEAL (ST) NO.23616 OF 2025
WITH
INTERIM APPLICATION NO.2168 OF 2026
IN
FAMILY COURT APPEAL (ST) NO.23616 OF 2025**

Kavitha Balasantosh VannierAppellant

V/S

Balasantosh Chandran VannierRespondent

Mr.Sanjiv Sawant a/w Mr.Abhishek Deshmukh and Ms.Bhakti Wast for the Appellant.

Mr.Aliabbas Delhiwala a/w Mr.Pritesh Haridas Bodekar i/b Vyas & Bhalwal for the Respondent.

**CORAM : BHARATI DANGRE &
MANJUSHA DESHPANDE, JJ**

DATE : 27th MARCH 2026

P.C. :

1 In the Family Court Appeal filed by the Wife, the learned counsel Mr.Sawant has expressed that the wife is still desirous of cohabiting with Respondent-Husband as the Restitution Decree was dismissed and divorce was granted in favour of the Husband.

2 Today in presence of the learned counsel Mr. Delhiwala representing the Respondent, has made it clear that he is not desirous of resuming the relationship.

3 In these circumstances, we expect the Petitioner-wife to exercise her choice or else we will be left with no option but to admit the Appeal and hear it on merits, as and when its turn comes.

4 List on 17/04/2026 for further consideration.

[MANJUSHA DESHPANDE, J.]

[BHARATI DANGRE, J.]