

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

FAMILY COURT APPEAL NO. 7 OF 2018  
WITH  
INTERIM APPLICATION NO. 1829 OF 2024

Smt. Manjusha Sumeet Chavan @ Deshmukh ...Appellant  
Versus  
Mr. Sumeet Sudhir Chavan ...Respondent

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Mr. Amit Singh i/b. Omkar Nevgi for Respondent in FCA and for Applicant  
in IA.

Mr. Amit Icham i/b. Aashish Satpute for Appellant in FCA and Respondent  
in IA.

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CORAM: G. S. KULKARNI &  
ADVAIT M. SETHNA, JJ.

DATE: 14 FEBRUARY 2025

P.C.

1. We have perused the observations which are made by the learned Trial  
Judge as also the contention as raised before us today.

2. We are concerned with the ailments of the husband's mother who has  
already suffered from the Heart Attack as also he has look after a paralyzed  
mother who resides with him. Despite the orders of the Family Court in  
favour of the applicant, the respondent-wife is stated to have continued to  
reside in the matrimonial house. In our prima facie opinion, she needs to  
take an appropriate position, considering the observations as made by the  
Family Court, as we notice that there is an irretrievable breakdown of the

marriage. Both the parties are required to take suitable positions so that the issues can be resolved. As urged we also permit the applicant to file an application praying for appropriate interim relief before we set-down the proceedings for hearing.

3. To enable the learned counsel for the respondent-wife to take instructions. Stand over to **21 February 2025**.

(ADVAIT M. SETHNA, J.)

(G. S. KULKARNI, J.)

corrected as per speaking to minutes order dated 21/02/2025.