



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

FAMILY COURT APPEAL NO. 39 OF 2022

Sheela Pradeep Joshi

VERSUS

Hariharrao Bhagwanrao Joshi

Mr.Manjusha Jagtap, Advocate for appellant

Mr.H.V.Tungar, Advocate for respondent

**CORAM : SMT.VIBHA KANKANWADI &
AJIT B. KADETHANKAR, JJ.**

DATE : MAY 04, 2026

ORDER :-

We had referred the matter for mediation on 12.02.2026.

The mediation was successful. By our order dated 17.04.2026, we had called upon the parties before the court to record the settlement in view of Rule 25 of the Bombay High Court Mediation Rules.

2. Today, both the parties and their Advocates are present. They state that after the report was given by the learned Mediator, there was still the mediation going on and they have given up the terms of settlement those were recorded before learned Mediator and they have come up with fresh terms.



3. The parties were asked about the terms of settlement. They have stated that they are agreeing with these terms and after understanding the same, they have signed the terms. Thus, after the confirmation of the terms of settlement, we are now taking the present settlement terms before this court under Order 23 of the Code of Civil Procedure, as the parties have specifically stated that they are giving up or they do not want to go with the terms of settlement those were settled before learned Mediator. We, therefore, read and record the terms before this court and mark it as Exhibit - `X`.

4. The present appellant had filed the original proceedings, i.e. Application No.C-6 of 2018 before learned Family Court, Aurangabad, under Section 19 of the Hindu Adoption and Maintenance Act. Learned Judge of the Family Court had dismissed the said application on 15.02.2021

5. In view of the settlement - Exhibit "X", we set aside the judgment and order dated 15.02.2021 in Application No.C-6 of 2018, passed by learned Family Court, Aurangabad. The said petition stands decreed in terms of the settlement terms Exhibit "X".



6. In view of the terms of settlement – Exhibit “X”, the Registry to accept the cheque of Rs.3 Lakhs. The appellant is allowed to withdraw the amount of Rs.3 Lakhs. If the appellant gives her bank details, then the Registry may transfer the amount by R.T.G.S. or any other online payment mode.

7. Decree be drawn accordingly. No order as to costs.

[AJIT B. KADETHANKAR, J.] [SMT.VIBHA KANKANWADI, J.]

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