

Misc. Case No. 3 of 2017

7. 16.8.2019

Heard learned counsel for the appellant.

On perusal of the office note, it reveals that the Stamp Reporter has reported the limitation for preferring the MATA under the Family Courts Act is 30 days, which is incorrect.

Appeal against the judgment of the Judge, Family Court is appealable under Section 28 of the Hindu Marriage Act, 1955. Sub-Section 4 provides that every appeal under the provision of Section 28 of the Hindu Marriage Act shall be preferred within a period of 90 days from the date of decree or order. So there is no delay in this case.

Accordingly, Misc. Case is dismissed being infructuous.

.....
S. K. Mishra, J.

.....
Dr. A.K. Mishra, J.

MATA No.6 of 2017

8. 16.8.2019

Heard.

Call for the LCRs.

Issue notice on the question of admission. Requisites be filed within seven days. Notice be made returnable within four weeks.

List this matter after six weeks for final disposal.

.....
S. K. Mishra, J.

.....
Dr. A.K. Mishra, J.

