ÌITEM NO.301 COURT NO.6 SECTION IX

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

I.A. Nos. 1-2 in
Petition(s) for Special Leave to Appeal (Civil) No(s).8525/2010

(From the judgement and order dated 03/02/2010 in FA No.887/2009 of The HIGH COURT OF BOMBAY AT AURANGABAD)

VISHNU & ORS. Petitioner(s)

VERSUS

JAYA Respondent(s)

(With appln(s) for restoration,c/delay in filing application for restoration)

Date: 24/04/2012 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE AFTAB ALAM
HON'BLE MR. JUSTICE T.S. THAKUR

For Petitioner(s) Mr. Sudhanshu S.Choudhari,Adv.

For Respondent(s) Mr. B.S. Rajesh Agrajit, Adv.
Ms. Jyoti Rana, Adv.
Mr. Hitender Nath, Adv.
For Mr. Sanjai Kumar Pathak,Adv. (NP)

UPON hearing counsel the Court made the following

O R D E R

Delay of 109 days in filing the restoration petition is condoned.

On hearing counsel for petitioner no.1 (Vishnu) we are not satisfied with the explanations given for the non-appearance before the Mediation Centre and before this Court and we see no reason to recall the order dated September 21, 2011, by which the special leave petition was dismissed.

The application for restoration is dismissed.

The dismissal of the special leave petition by the earlier order or the dismissal of the restoration application shall, however, not stand in the way of petitioner no.1 (Vishnu) in moving the Family Court for a direction for visitation rights to the children. In case, such a petition is made, the Court shall deal with it and pass appropriate orders in accordance with law.

(Neetu Khajuria)
Sr.P.A.

(Sneh Bala Mehra)
Court Master