

GAHC040006052024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)
(ITANAGAR BENCH)

Case No. : IA(C)/76/2024

Achung Natung
Son of Shri Dugu Natung, resident of Pipokoro, PO and PS Seppa, East Kameng
District, Arunachal Pradesh

VERSUS

Rani Gyadi
D/o Pacha Gyadi, resident of Nerewa, PO and PS Seppa, East Kameng District,
Arunachal Pradesh

Advocate for the Petitioner : Duyu Laji

Advocate for the Respondent :

BEFORE
HONBLE MRS. JUSTICE SUSMITA PHUKAN KHAUND
HONBLE MR. JUSTICE KARDAK ETE

ORDER

Date : 10.05.2024
(S.P. Khaund, J)

Heard Mr. D. Laji, learned counsel for the applicant/appellant. Also heard Mr. T. Garam, learned counsel for the respondent.

2. The applicant has filed this application under Order XXIII Rule 3 of the Code of Civil Procedure, 1908 (CPC for short). The connected RFA No.

1(AP)/2021 was filed by the appellant/applicant seeking a decree of divorce. The respondent/say-Y filed the Divorce Case No. 03/2019 for dissolution of marriage by a decree of divorce, before the District Judge, West Kamreng district, Bomdila, Arunachal Pradesh. The learned District Judge was pleased to dissolve the marriage by a decree of divorce, with a direction to the applicant/appellant to pay an amount of Rs.5,00,000/- (Rupees Five Lacs) as permanent alimony to the respondent wife vide judgment and order dated 27.07.2020 and decree dated 31.07.2020 (Annexure-VIII and IX).

3. On being aggrieved by the judgment and order, the applicant/appellant has preferred an appeal before this Court, registered as RFA No. 01(AP)/2021. At present both the parties have reached a consensus and they have amicably settled the dispute between themselves outside the Court. The terms and conditions of the settlement has been set out in their Matrimonial Settlement Agreement dated 09.09.2023 and the parties have complied with the terms and conditions.

4. The applicant/appellant and the respondent have jointly agreed to the decree in terms of the aforementioned Matrimonial Settlement Agreement dated 09.09.2023. The terms and conditions which has been appended as Annexure-1 of this interlocutory application, is marked as 'X'.

5. We have considered the submissions at the bar with circumspection.

6. As both the parties have amicably settled their dispute, both the parties are directed to abide by the terms and conditions of the Annexure-1 marked as 'X'. The agreement 'X' will also form a part of the decree dated 31.07.2020 in connection with Divorce Case No. 03/2019.

7. In terms of the above observations, this interlocutory application stands

disposed of.

JUDGE

JUDGE

Comparing Assistant