



CNR: KAHC010172992022

NC: 2026:KHC:55309-DB
MFA No. 3189 of 2022

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF OCTOBER, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

MISCELLANEOUS FIRST APPEAL NO. 3189/2022 (FC)

BETWEEN:

SMT. BANDANA SABAT
D/O BIJAYA SABAT
W/O BASUDEV PANDA
AGED ABOUT 35 YEARS
PRESENTLY R/AT NO. 631, 5TH FLOOR,
BLOCK O PLATINUM CITY,
HMT LINK ROAD, GORGUNTEPALYA,
BANGALORE 560 022.

...APPELLANT

(BY SRI. NEELA KANTA. A.T.,ADVOCATE)

AND:

SRI. BASUDEV PANDA
S/O JAGANNATH PANDA
AGED ABOUT 39 YEAWRS
PRESENTLY R/AT NO. 4143, 14TH FLOOR,
SOBHA CITY CASA SERENITA
THANISANDRA MAIN ROAD, HEBBAL
BENGALURU 560 064.

...RESPONDENT

(BY SRI. N.GOWTHAM RAGHUNATH.,ADVOCATE FOR C/R
CP 3389/22)

THIS MFA FILED U/S 19(1) OF FAMILY COURTS ACT
AGAINST THE JUDGMENT AND DECREE DATED 02.03.2022
PASSED IN MC NO.4650/2014 ON THE FILE OF THE IIIRD
ADDITIONAL PRL. JUDGE, FAMILY COURT, BENGALURU,
ALLOWING THE PETITION FILED UNDER SECTION 13(1)(ia) OF
THE HINDU MARRIAGE ACT.

Digitally
signed by
MALA K N
Location:
HIGH
COURT OF
KARNATAKA



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THIS APPEAL, COMING ON FOR HEARING, THIS DAY,
JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE D K SINGH
AND
HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE D K SINGH)

This appeal has been filed under Section 19(1) of the Family Courts Act, 1984, impugning the judgment and decree passed by the III Additional Principal Judge, Family Court, Bengaluru, in M.C.No.4650/2014 whereby the Family Court has allowed the petition filed by the husband/respondent herein by dissolving the marriage solemnized between the parties.

2. During the pendency of this appeal, on the advice of family members and well-wishers, the parties to the appeal have settled their dispute amicably outside the Court and have presented the joint application under Section 13B of the Hindu Marriage Act, 1955 and a memorandum of settlement under Section 89 of CPC read



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with Rules 24 and 25 of the Karnataka Civil Procedure (Mediation) Rules, 2005. The terms of Settlement have been signed by the parties along with their advocates. The parties are present before this court. They state that they would abide by the terms and conditions of the settlement.

3. The terms of the Memorandum of Settlement read as under:

"I. The Petitioner has filed a above petition under Section 125 Cr P C against the respondent.

II. The aforesaid petition was referred to mediation for resolving the dispute between the parties. During the course of mediation, the parties have resolved their dispute and have agreed to the following terms and conditions:

1. The 1st petitioner was married to the Respondent on 14.02.2009 according to the Hindu customs at Hinjlicut Marriage Hall, Hinjlicut, Ganjam District, Orissa. The 1st Petitioner and the Respondent have a daughter/2nd petitioner from their wedlock by name 'Aditi Panda' aged about 15 years, now in care and custody of the 1st petitioner.

2. The 1st Petitioner and the Respondent have resolved all their matrimonial disputes and accordingly want to put an end to all the pending litigations between them before various Courts. Both the parties have agreed to dissolve their marriage and agreement with the same terms and conditions mentioned in this agreement shall be executed in MFA 3189/2022.



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3. That the 1st Petitioner and the Respondent shall co-parent the minor child namely Aditi Panda, aged 15 years wherein both the 1st Petitioner and the Respondent shall be joint legal guardians of the minor daughter and the custody of the minor daughter shall vest with the 1st petitioner/Mother and the respondent/Father shall exercise his visitation rights every weekend and shall interim custody of his minor daughter for about 50% in all vacations. The child can stay with either of the parents as per the child wish and desire. On the event of any emergency on the side of the 1st Petitioner the child can stay with the respondent until the 1st petitioner returns.

4. The Respondent shall transfer the property bearing No.#207, II floor, A block, Anisha Stone Yards, 139/a, L B Shastri Nagar Main Road Off Old Airport Road Bangalore- 560017, currently valued at Rs 95,00,000/- (Rupees Ninety Five Lakhs) to the 1st Petitioner's name and shall further pay a sum of Rs.65,00,000/-(Rupees Sixty Five Lakhs only) as permanent alimony to the 1st Petitioner and the same shall be considered as full and final settlement. The aforementioned property has a clear title without any defects in the said property and its title. The Respondent at the time of the executing the Release Deed shall handover the all documents pertaining to the aforementioned property including Occupancy Certificate, Encumbrance Certificate and the NO Objection Certificate from LIC or the concerned bank or authority. All the above agreed shall be complied within a reasonable period of time.

5. The Respondent agrees with this there shall be no more disputes on any arrears on maintenance or any other expenses. Apart from the above the Respondent has paid Rs.1,00,000/-on 17-10-2025 as full and final settlement towards the pending maintenance arrears and the 1st Petitioner acknowledges of receiving the same.

6. The Respondent shall bear all the educational expenses including school fees, higher Education



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professional courses/ coaching academic related expenses of the minor daughter/2nd petitioner until she completes her education and also the respondent agrees that respondent shall bear medical and marriage expense as per his financial capacity. The Respondent agrees to bear all marriage expenses of the minor daughter within his financial capacity which shall be reasonable and not exorbitant. The Respondent agrees to pay the monthly maintenance of Rs.40,000/- (Rupees Forty Thousand Only) to the 1st petitioner until the court confirms the present agreement.

7. On the even that of any violation in this agreement committed by the petitioner No.1 against the respondent shall be at liberty to recover the money/monies (permanent alimony) paid by the Respondent to the 1st Petitioner in accordance with Law.

8. Both the parties state that they have already exchanged all the articles and other belongings.

9. The below mentioned matters shall be withdrawn/close by the 1st Petitioner and respondent:-

a) Ex No.26/2022 pending before the 3rd Additional Family Judge at Bengaluru

b) G&WC No.75/2017 pending before the 4th Additional Family Judge at Bengaluru

c) A Mediation agreement shall be executed with the same terms and conditions of this agreement in MFA No.3189/2022 pending before the Hon'ble High Court of Karnataka, Bengaluru.

10. The Parties further undertake before this Hon'ble Court to abide by all the terms and conditions set out in this agreement and in case of breach of any of the terms and conditions as envisaged hereinabove.



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11. The parties also hereby state and agree that apart from the aforementioned they do not have any claims over the moveable or immovable assets belonging to each other, either existing or to be acquired in future.

12. Both the parties admit that they shall not interfere in each other's lives in any manner in future including personal, oral, written, electronic or telephonic contact and also will not make any allegation against each other or their respective family members.

13. Both the parties state that there is no collusion, undue influence, force or coercion in entering into this agreement in the aforesaid manner.

14. Both the Parties shall be estopped in law to assail the validity of any Clause/term/s of the Settlement on the ground of the same being void or unlawful.

III. In view of the aforesaid agreement entered into between the parties, the petitioner and respondent pray that this Hon'ble Court be pleased to dispose off the petition in terms of the aforesaid agreement.

IV. Parties will appear on 4-12-2025 before the Hon'ble Court for passing orders in terms of the agreement."

4. We, therefore, accept the terms of settlement and allow the application-I.A.No.1/2026 filed under Section 13B of the Hindu Marriage Act and dissolve the marriage performed between the parties on 14.02.2009 by a mutual consent.



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5. In the light of the compromise petition, the appeal stands ***disposed of***. The marriage between the appellant/wife and respondent/husband solemnized on 14.02.2009 is hereby dissolved by mutual consent.

The Registry is directed to draw the decree accordingly.

In view of disposal of the appeal, pending interlocutory applications, if any, stand disposed of.

**Sd/-
(D K SINGH)
JUDGE**

**Sd/-
(H.SHANTHI BHUSHAN)
JUDGE**

KNM
List No.: 1 Sl No.: 34