

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

FAMILY COURT APPEAL NO. 2 OF 2014

(Prafulla s/o Sudhakar Rao Goregaonkar vs. Mrs. Vanita w/o Prafulla Goregaonkar)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's orders

Shri M.M. Agnihotri, counsel for the appellant.
Shri A. Parchure, counsel for the respondent.

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**CORAM : SMT. VASANTI A. NAIK &
A.M. BADAR, JJ.
AUGUST 12, 2015.**

The learned counsel for the parties have tendered the terms of settlement – compromise in the Court today. The same are accepted on record and marked as Exh. A. The terms of settlement are signed by the appellant and the respondent. The said terms are also signed by the counsel for the appellant and the respondent. The appellant and the respondent and the counsel for the appellant and the respondent are present in the Court today.

It is stated by the parties that the parties have agreed to dissolve the marriage solemnized between them on 17.05.1982 by a decree of divorce by mutual consent. It is stated that since the respondent – wife is in service and it would be difficult for her to change her name in the official record at this stage, the parties have decided to give effect to the decree of divorce from 01.10.2018 as the respondent – wife would retire by then. In case the respondent – wife takes voluntary retirement, the parties agree that the

decree would take effect from the date of voluntary retirement. The appellant – husband has agreed to deposit Rs. Five lakh towards permanent alimony to the respondent, in this Court within a period of one month from today. The said amount would be invested in a Nationalized Bank till 30.09.2018 and then the wife would be entitled to withdraw the said amount along with interest, as the decree would take effect from 01.10.2018. The respondent – wife agrees, not to claim any right in the property of the appellant – husband and also in his retiral or service benefits. The appellant – husband would, therefore, be entitled to make necessary changes in his service record in pursuance of the decree that would be passed today.

We have made an enquired from the parties in respect of the terms of settlement and the parties have stated that they are *ad idem* on the terms of settlement at Exh. A and a decree be drawn on said terms. We have perused the terms of settlement. They appear to be just and reasonable.

In view of the aforesaid, the Family Court Appeal is disposed of in terms of the Settlement dated 12.08.2015 at Exh. A. The marriage between the parties shall stand dissolved on 01.10.2018. However, the other terms and conditions as mentioned in the terms of settlement should be complied by the parties as stated. A decree be drawn accordingly.

JUDGE

JUDGE