

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CR No.6576 of 2014
Date of decision:20.02.2015

Pardeep Malhotra

....Petitioner

Versus

Dikhshika

.....Respondent

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: None.

G.S.Sandhawalialia J.(Oral)

Matter was referred to the Mediation & Conciliation Centre of this Court vide order dated 04.12.2014. As per the report received, the terms of settlement have been arrived at and the same has been reduced in writing.

Relevant terms read as under:

- “a) That both the parties shall withdraw all the cases filed against each other pending before the different courts. Specifically the second party shall furnish her statement in the appeal pending before the court of learned Additional District & Sessions Judge, Kullu regarding the present compromise and if need be, she shall cooperate and furnish her statement before the Hon'ble High Court of Himachal Pradesh at Shimla for the quashing of the FIR No.13 dated 12.1.2010 P.S. Manali under Section 498-A, 506 IPC.
- b) That the petition filed by the first party under Section 13 of the Hindu Marriage Act pending before the Additional District Judge, Mohali shall be got converted into a petition under Section 13-B of the Hindu Marriage Act or the same shall be withdrawn and a fresh petition under Section 13-B of the HIMA shall be filed for seeking a decree of divorce by mutual consent upto the third week of January 2015.
- c) That the first party has agreed to pay an amount of Rs.8,00,000/- (Rupees Eight Lac only) towards full and final settlement regarding permanent alimony and past, present and future maintenance.

- d) That the amount of Rs.3,00,000/- (Rs. Three Lac only) shall be paid to the second party in cash or in the shape of demand draft at the time of furnishing of the first statement before the Matrimonial Court in the petition under Section 13-B of the Hindu Marriage Act.
- e) That an amount of Rs.3,00,000/- (Rupees Three Lac only) shall be paid to the second party in cash or in the shape of demand draft at the time furnishing of the statement before the Appellate Court at Kullu, where the appeal which has arisen out of the case FIR No.13 dated 12.1.2010 registered at Police Station, Manali, under Section 498-A, 506 IPC is pending.
- f) That the amount of Rs.2,00,000/- (Rs.Two Lac only) shall be paid to the second party in cash or in the shape of demand draft at the time of furnishing of the final statement before the Matrimonial Court in the petition under Section 13-B of the Hindu Marriage Act.
- g) That the first party today, in the Mediation and Conciliation Centre has returned all the gold articles belonging to the second party i.e. Three gold rings, one gold chain, one gold kitty set. The other articles i.e. T.V., A.C., Mocrowave, Almirah, Dressing Table, Handy-cam, Utensils and clothing, bedding and foot-wears etc. shall be transported/delivered at Manali and the expenses thereof qua transportation shall be borne by both the parties equally.
- h) That the second party has also today in the Mediation and Conciliation Centre returned the gold articles belonging to the first party i.e. one gold ring and one mangalsutra to the first party.
- i) That the second party has further agreed not to raise any claim regarding the maintenance amount awarded under Section 125 IPC, by the Court of Ld. JMJC, Manali."

Accordingly, in view of the settlement arrived at between the parties, the present revision petition has been rendered infructuous and the same is disposed of, as such.

20.02.2015
sailesh

(G.S.SANDHAWALIA)
JUDGE