

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

FAO-M-46 of 2014 (O&M)  
Decided on:-03.09.2015.

Dharam Singh.

.....Petitioner.

Versus

Nisha.

.....Respondent.

***CORAM: HON'BLE MR. JUSTICE RAJIVE BHALLA.  
HON'BLE MR. JUSTICE HARI PAL VERMA***

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. Brijender Kaushik, Advocate  
for the petitioner.

Mr. Ashutosh Kaushik, Advocate  
for the respondent.

**RAJIVE BHALLA, J. (ORAL)**

The appellant challenges judgment and decree dated 16.1.2014 passed by the Additional District Judge, Kurukshetra declaring his marriage with the respondent null and void but confines his claim in the present appeal to the legality of permanent alimony of Rs.2 lacs per annum awarded to the respondent.

During pendency of proceedings, the appellant and the respondent have, with the able assistance of their counsel, agreed that

permanent alimony shall be assessed at Rs.10 lacs in its entirety i.e. in full and final settlement of permanent alimony and any claim of the maintenance, past, present or future. The appellant has already paid a sum of Rs.5 lacs to the respondent by demand draft No.338554, dated 14.8.2015.

Counsel for the appellant, accompanied by the appellant, have handed over another demand draft of Rs.5 lacs, dated 22.8.2015 drawn in the name of the respondent to counsel for the respondent, in the Court today. Counsel for the appellant states that the respondent should withdraw the petition filed by her under the Protection of Women from Domestic Violence Act, 2005.

Counsel for the respondent has accepted the demand draft on behalf of the respondent and states that she shall withdraw her complaint.

Counsel for the parties pray that in view of the settlement between the parties and receipt of Rs.10 lacs by the respondent, the appeal may be partly allowed by modifying the impugned judgment and decree dated 16.1.2014 and holding that the permanent alimony shall be assessed at Rs.10 lacs in its entirety.

We have heard learned counsel for the parties and considered their prayer for modification of judgment and decree dated 16.1.2014. The parties have agreed that permanent alimony shall be reduced to Rs.10 lacs, in its entirety. The permanent alimony of Rs.10 lacs has been received by the respondent. The appeal is, therefore, partly allowed. The judgment and

decree dated 16.1.2014 is modified by awarding permanent alimony of Rs.10 lacs, in satisfaction of all claims of alimony and maintenance, past, present or future that respondent had or may have against the appellant. The parties shall withdraw any case/application/complaint which they may have filed against each other before any Court/authority etc. Decree sheet be modified accordingly.

**(RAJIVE BHALLA)**  
**JUDGE**

**September 03, 2015**  
'Yag Dutt'

**(HARI PAL VERMA)**  
**JUDGE**